

AGENDA

NASSAU COUNTY INTERIM FINANCE AUTHORITY

DIRECTOR'S MEETING

AUGUST 18, 2020

Call to Order

Action Items

- I. Approval of the Minutes of the Director's Meeting on July 16, 2020
- II. Consideration of County Contract for the ACDS, Inc.
- III. Consideration of County Contract for the Interdisciplinary Center for Child Development, Inc.
- IV. Consideration of County Contract for the Kidz Therapy Services, SLP, OT, PT, LMSW, Psychology, Audiology, PLLC
- V. Consideration of County Contract for the Pratt Brothers, Inc.

Adjournment

TAB I

NASSAU COUNTY INTERIM FINANCE AUTHORITY

MEETING OF THE DIRECTORS

MINUTES OF JULY 16, 2020

The Directors’ Meeting of the Nassau County Interim Finance Authority was convened on July 16, 2020 at 7:04 PM via teleconference, pursuant to legal notice given on July 13, 2020 and electronic notice posted on the Authority’s website.

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

Absent from call: Paul Annunziato

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 7:04 PM.

1. Approval of Minutes of the Directors’ Meeting on June 23, 2020

Upon a motion made by Director Wright and seconded by Director Leventhal, the Directors approved the minutes from the meeting on June 23, 2020.

Positive votes: 5 Negative votes: 0

RESOLUTION NO. 20-218

APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN AT THE JUNE 23, 2020 MEETING OF THE DIRECTORS OF THE NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLVED, that the Minutes of the meeting of the Authority held on June 23, 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. Consideration of County Contract for the Alternatives for Children

After a briefing given by Martha Worsham, NIFA’s Deputy Director, the Directors were requested to approve the County Contract for the Alternatives for Children.

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

Positive votes: 5 Negative votes: 0

RESOLUTION NO. 20-219

CONSIDERATION OF COUNTY CONTRACT FOR ALTERNATIVES FOR CHILDREN

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 Alternatives for Children in the amount of \$5,000,000; 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.

3. Consideration of County Contract for the Seaford Avenue Corporation

After a briefing given by Martha Worsham, NIFA’s Deputy Director, the Directors were requested to approve the County Contract for the Seaford Avenue Corporation.

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

Positive votes: 5 Negative votes: 0

RESOLUTION NO. 20-220

CONSIDERATION OF COUNTY CONTRACT FOR SEAFORD AVENUE 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”); 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 Seaford Avenue Corporation in the amount of \$5,900,000; 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.

4. Consideration of Revenue Anticipation Notes Borrowing by Nassau County

After a briefing given by Jeremy Wise, NIFA’s General Counsel, the Directors were requested to approve the following resolution for a Revenue Anticipation Note Borrowing by Nassau County.

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

Positive votes: 5 Negative votes: 0

RESOLUTION NO. 20-221

CONSIDERATION OF ISSUANCE OF REVENUE ANTICIPATION NOTES BY NASSAU COUNTY

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are incorporated into this Resolution and 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 County’s proposed issuance of Notes and hereby approves said borrowing on the condition that total proceeds, consisting of par and original issue premium, cannot exceed \$230 million plus costs of issuance; and be it further

RESOLVED, that the final terms of the sale are subject to the review and approval of the Chairperson of the Authority or his designee(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.

5. Consideration of Nassau County Drawdown of Funding from the Environmental Facilities Corporation

After a briefing given by Jeremy Wise, NIFA’s General Counsel and Kenneth Arnold, Commissioner of the Department of Public Works, the Directors were requested to approve the following resolution for Nassau County Drawdown of Funding from the Environmental Facilities Corporation.

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

Positive votes: 5 Negative votes: 0

RESOLUTION NO. 20-222

CONSIDERATION OF A DRAWDOWN OF FUNDS FROM A NASSAU COUNTY FINANCING THROUGH THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION.

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are incorporated into this Resolution and 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 discussions in the Materials and pursuant to Section 3669 2(e) of the Authority Act, the Authority has reviewed the terms of the County’s proposed drawdown of funds from a financing through the N.Y. State Environmental Facilities Corporation (the “EFC”) and approves said drawdown of \$41,650,000; 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.

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.

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

At 7:22 PM the open session of the Directors meeting was temporarily adjourned, and an Executive Session of the Directors was convened.

Positive votes: 5 Negative votes: 0

RESOLUTION NO. 20-223

DRAFT – SUBJECT TO REVIEW AND REVISION

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 8:55 PM a motion was made and seconded to come out of Executive Session.

Positive votes: 5 Negative votes: 0

Reconvened

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

Director Wright made a motion to adjourn, which was seconded by Director Leventhal. The Director's meeting was adjourned at 8:59 PM.

Respectfully submitted,

Kathleen Stella
Corporate Secretary

TAB II

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

August 18, 2020

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: ACDS, Inc.

REQUEST FOR: Consideration of County Contract for the ACDS, Inc.
- (NIFA #183-20)

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, 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 July 23, 2020 the County submitted a proposed contract with ACDS, Inc. (the “Firm”) to NIFA for approval. The term of the contract is from 9/1/2020 – 8/31/2025, and it is valued at \$25,000,000.

Discussion:

This contract does not require approval from the Nassau County Legislature and falls under the exception clauses, as per the Nassau County Charter, Section 103 (vii) “any procurement for the purpose of entering into a contract or contracts with not-for-profit organizations for the purposes of providing aid, care and support to persons in need”

The preschool special education services provided under this contract is pursuant to a mandated program under NYS Education Law Section 4410. Under this program, the NYS Department of Education approves the providers, and the County, in turn, is required to contract with these approved providers.

Requested Action:

You are requested to consider the County’s Contract with ACDS, Inc.

Attachments:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 20-

CONSIDERATION OF COUNTY CONTRACT FOR ACDS, 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 ACDS, Inc. in the amount of \$25,000,000; 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.

Adam Barsky
Chairperson

August 18, 2020

TAB III

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

August 18, 2020

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Interdisciplinary Center for Child Development, Inc.

REQUEST FOR: Consideration of County Contract for the Interdisciplinary Center for Child Development, Inc.
- (NIFA #179-20)

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, 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 July 20, 2020 the County submitted a proposed contract with Interdisciplinary Center for Child Development, Inc. (the “Firm”) to NIFA for approval. The term of the contract is from 9/1/2020 – 8/31/2025, and it is valued at \$15,000,000.

Discussion:

This contract does not require approval from the Nassau County Legislature and falls under the exception clauses, as per the Nassau County Charter, Section 103 (vii) “any procurement for the purpose of entering into a contract or contracts with not-for-profit organizations for the purposes of providing aid, care and support to persons in need”

The preschool special education services provided under this contract is pursuant to a mandated program under NYS Education Law Section 4410. Under this program, the NYS Department of Education approves the providers, and the County, in turn, is required to contract with these approved providers.

Requested Action:

You are requested to consider the County’s Contract with Interdisciplinary Center for Child Development, Inc.

Attachments:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 20-

CONSIDERATION OF COUNTY CONTRACT FOR INTERDISCIPLINARY CENTER FOR CHILD DEVELOPMENT, 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 Interdisciplinary Center for Child Development, Inc.in the amount of \$15,000,000; 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.

Adam Barsky
Chairperson

August 18, 2020

TAB IV

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

August 18, 2020

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Kidz Therapy Services, SLP, OT, PT, LMSW, Psychology, Audiology, PLLC

REQUEST FOR: Consideration of County Contract for the Kidz Therapy Services, SLP, OT, PT, LMSW, Psychology, Audiology, PLLC
- (NIFA #174-20)

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, 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 July 15, 2020 the County submitted a proposed contract with Kidz Therapy Services, SLP, OT, PT, LMSW, Psychology, Audiology, PLLC (the “Firm”) to NIFA for approval. The term of the contract is from 9/1/2020 – 8/31/2025, and it is valued at \$30,000,000.

Discussion:

This contract does not require approval from the Nassau County Legislature and falls under the exception clauses, as per the Nassau County Charter, Section 103 (vii) “any procurement for the purpose of entering into a contract or contracts with not-for-profit organizations for the purposes of providing aid, care and support to persons in need”

The preschool special education services provided under this contract is pursuant to a mandated program under NYS Education Law Section 4410. Under this program, the NYS Department of Education approves the providers, and the County, in turn, is required to contract with these approved providers.

Requested Action:

You are requested to consider the County’s Contract with Kidz Therapy Services, SLP, OT, PT, LMSW, Psychology, Audiology, PLLC

Attachments:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 20-

CONSIDERATION OF COUNTY CONTRACT FOR KIDZ THERAPY SERVICES, SLP, OT, PT, LMSW, PSYCHOLOGY, AUDIOLOGY, PLLC

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 Kidz Therapy Services, SLP, OT, PT, LMSW, Psychology, Audiology, PLLC 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.

Adam Barsky
Chairperson

August 18, 2020

TAB V

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

August 18, 2020

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Pratt Brothers, Inc.

REQUEST FOR: Consideration of County Contract for the Pratt Brothers, Inc.
(*NIFA # 182-20*)

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, 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 July 24, 2020 the County submitted a proposed contract with Pratt Brothers, Inc. (the “Firm”) to NIFA for approval. The vendor was selected through an open competitive bidding process. The term of the contract is thirty-six months from execution, and it is valued at \$16,000,000.

Discussion:

On July 13, 2020, the County Legislature approved the contract for services between the Nassau County Department of Public Works and the Firm. This contract will cover the requirements for various civil/site construction, highways, drainage, bridges, site, parking lots and parks related specialized items.

The funding will be entirely through borrowing and NIFA anticipates receiving a bonding request in the near future. Any bonding will require the approval from the NIFA Directors.

Requested Action:

You are requested to consider the County’s Contract with Pratt Brothers, Inc.

Attachments:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 20-

CONSIDERATION OF COUNTY CONTRACT FOR PRATT BROTHERS, 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 Pratt Brothers, Inc. in the amount of \$16,000,000; 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.

Adam Barsky
Chairperson

August 18, 2020