

## AGENDA

**NASSAU COUNTY INTERIM FINANCE AUTHORITY  
MONDAY, MARCH 10, 2014, 6:00 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 27, 2014 Meeting
- II. Approval of the Retention and/or Solicitation of a Replacement for the 2008 D-1 and 2008 D-2 Bonds Remarketing
- III. Authorization to Extend a Liquidity Facility with JPMorgan Chase Bank in Connection with NIFA's 2008A Bonds and to Take Related Actions
- IV. Consideration of County Contract for Hazen and Sawyer / Malcolm Pirnie
- V. Consideration of Contracts from the County Attorney's Office
- VI. Consideration of County Wage Freeze

Adjournment

DRAFT – SUBJECT TO REVIEW AND REVISION

NASSAU COUNTY INTERIM FINANCE AUTHORITY  
MINUTES OF THE MEETING OF THE DIRECTORS  
HELD ON JANUARY 27, 2104

Pursuant to notice dated January 21, 2014, a meeting of the Nassau County Interim Finance Authority (“NIFA”) was convened at 5:10 PM at the Marriott Long Island Hotel & Conference Center located at 101 James Doolittle Blvd, Uniondale, NY 11553.

The following Directors of the Authority were present:

Jon Kaiman, Chairman  
Paul Annunziato  
George Marlin  
Lester Petracca  
Dermond Thomas  
Christopher Wright

Also present from the Authority were Evan Cohen, Executive Director; Jeremy Wise, General Counsel; Maria Kwiatkowski, Deputy Director; Laurie Boucher, Corporate Secretary and Carl Dreyer, Treasurer.

Upon determining that a quorum was present, the Chairman called the meeting to order.

The Chairman stated that one of the reasons the Board was meeting today was to determine what actions NIFA can take in regard to the County giving raises to a number of non-union employees when the spirit of the NIFA wage freeze was to include all County employees. He stated that after addressing the items on the agenda the Directors will go into executive session to

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discuss the wage freeze.

The Chairman stated that the first item on the agenda was a resolution to approve the minutes of the December 30, 2013 Directors' meeting.

Upon motion duly made and seconded, the following resolution was approved unanimously:

Resolution No. 14-472

APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN AT THE DECEMBER 30, 2013 MEETING OF THE DIRECTORS OF THE NASSAU COUNTY INTERIM FINANCE AUTHORITY

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RESOLVED, that the Minutes of the meeting of the Authority held on December 30, 2013 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.

\* \* \*

General Counsel Wise stated that the next item on the agenda was a resolution to consider the approval of a contract between the County and the Nassau County Bar Association for approximately \$7 million. He stated that this contract is to provide legal representation to criminal and civil litigants. He stated that this is consistent with the contract that NIFA approved last year.

Upon motion duly made and seconded, the following resolution was approved unanimously:

Resolution No. 14-473

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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 \$7,729,564; 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.

\* \* \*

Deputy Director Maria Kwiatkowski stated that the next item on the agenda was a resolution to consider a contract between Nassau County and Veolia Transportation Services Inc. She stated that the amount of the contract amendment is approximately \$5,000,000 which makes the new not to exceed amount, for year two of this contract, approximately \$119 million. She stated that a portion of this amendment will be reimbursed by FEMA since it is Sandy related.

Upon motion duly made and seconded, the following resolution was approved with Chairman Kaiman recusing himself:

Resolution No. 14-474

APPROVAL OF AMENDMENT TO THE COUNTY CONTRACT WITH VEOLIA TRANSPORTATION 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

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the Authority Act, the Authority hereby approves an amendment to Nassau County's Contract with Veolia Transportation Services, Inc., in the amount of \$5,185,210.61; 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.

\* \* \*

Director Wright then entertained a motion to go into executive session to discuss legal matters, including the wage freeze litigation.

Upon motion duly made and seconded, the following resolution was approved unanimously:

Resolution No. 14-475

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 legal matters.

\* \* \*

At 5:20 PM the open session of the Directors was temporarily adjourned and an executive session of the Directors was convened. At 7:00 PM the executive session was adjourned and the open session was reconvened. Director Wright stated that no votes were taken during executive session.

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General Counsel Wise stated that the next item on the agenda was a resolution to consider the approval of contracts between the County Attorney's office and outside vendors. He stated that since the County Attorney's office has a history of submitting contracts late and/or commencing work on contracts prior to NIFA approval, the NIFA Directors had stated that they would like to review them.

Mr. Wise stated that the first contract was between the County and Pannone Lopes Devereaux & West, LLC for \$375,000. He stated that this firm will counsel the County on the sewer system and how to get federal reimbursement for Superstorm Sandy related damage.

Upon motion duly made and seconded, the following resolution was approved with Chairman Kaiman recusing himself:

Resolution No. 14-476

REVIEW OF CONTRACT FROM THE COUNTY ATTORNEY'S OFFICE

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 County struggles to regain fiscal balance, and it is operating under a financial plan that contemplates, among other measures, transitional borrowing for operating expenses and a continuing wage freeze on the compensation of County employees; and be it further

RESOLVED, that County must continue to deliver essential services to County residents; and be it further

RESOLVED, that in these circumstances, NIFA must scrutinize contracts for expenditures that are

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not consistent with the County's current financial condition and the priorities, necessities, judgments and fiscal realities embodied in the County's adopted financial plan; 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 with Pannone Lopes Devereaux & West, LLC for \$375,000; 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.

\* \* \*

General Counsel Wise stated that the next item on the agenda was a resolution to consider the approval of a contract between the County Attorney's office and Edward A. Ambrosino, Esq. Director Wright recommended that this contract be rejected and resubmitted once an ethics opinion has been obtained concerning the propriety of Mr. Ambrosino's numerous relationships with the County.

Upon motion duly made and seconded, the following resolution was approved unanimously:

Resolution No. 14-477

REVIEW OF CONTRACTS FROM THE COUNTY ATTORNEY'S OFFICE

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 County struggles to regain fiscal balance, and it is operating under a financial plan that contemplates, among other measures, transitional borrowing for operating expenses and a continuing wage freeze on the compensation of County employees; and be it further

RESOLVED, that County must continue to deliver essential services to County residents; and be if

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further

RESOLVED, that in these circumstances, NIFA must scrutinize contracts for expenditures that are not consistent with the County's current financial condition and the priorities, necessities, judgments and fiscal realities embodied in the County's adopted financial plan; 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 disapproves the contract numbered CLAT13000035 between the County Attorney's office and Edward A. Ambrosino, Esq; 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.

\* \* \*

Mr. Wise stated that the next item on the agenda was a resolution to consider the following four contracts between the County and Rosenberg Calica & Birney, LLP; Barlett McDonough & Monaghan, LLP; Leahey & Johnson, P.C.; and Leventhal, Cursio, Mullaney & Sliney, LLP.

Upon motion duly made and seconded, the following resolution was approved unanimously:

Resolution No. 14-478

REVIEW OF CONTRACTS FROM THE COUNTY ATTORNEY'S OFFICE

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 County struggles to regain fiscal balance, and it is operating under a financial plan that contemplates, among other measures, transitional borrowing for operating expenses and a continuing wage freeze on the compensation of County employees; and be it further



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RESOLVED, that County must continue to deliver essential services to County residents; and be it further

RESOLVED, that in these circumstances, NIFA must scrutinize contracts for expenditures that are not consistent with the County's current financial condition and the priorities, necessities, judgments and fiscal realities embodied in the County's adopted financial plan; 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 contracts numbered CLAT13000015, CLAT13000030, CQAT13000011 and CQAT13000016 in the Materials; 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.

\* \* \*

Chairman Kaiman stated that the NIFA Board is concerned about the County giving raises to exempt employees. He stated that the spirit of the NIFA wage freeze was to freeze all County employees' wages, not only union employees. He stated that it is appropriate at this time to get more information from the County so that NIFA can consider its options. The Chairman stated that in regard to the wage freeze, if the County can meet its financial obligations and can afford to pay the wages then the NIFA Board will support lifting it.

Director Wright then introduced an additional item to the agenda. The Chairman stated that this resolution will ensure that the wage freeze will be in effect for all County employees, including exempt employees going forward.

Upon motion duly made and seconded, the following resolution was approved unanimously:

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Resolution No. 14-479

REQUEST FOR MODIFIED 2014 BUDGET INFORMATION FROM NASSAU COUNTY

WHEREAS, NIFA has the power to modify the County's 2014 budget in appropriate circumstances, including the rates of compensation payable to individual ordinance employees;

NOW, THEREFORE, BE IT RESOLVED, that NIFA directs the County Executive, working together with County officials with hiring authority, to submit within two weeks for NIFA's review and consideration a revised 2014 budget holding the rates of compensation for each ordinance employee in 2014 to the same rates as in 2013; and be it further

RESOLVED, that the County Executive is ordered to provide for each ordinance employee their name, hiring date, title(s) and compensation (annual) since January 1, 2013; and be it further

RESOLVED, that after NIFA receives those materials from the County, it will reconvene to consider whether to modify the 2014 budget.

\* \* \*

The Chairman then entertained a motion to adjourn. Upon motion duly made and seconded, the Directors voted unanimously to adjourn the meeting at 7:10 PM.

Respectfully submitted,

Laurie A. Boucher  
Corporate Secretary

# NASSAU COUNTY INTERIM FINANCE AUTHORITY

## FOR CONSIDERATION

March 10, 2014

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Remarketing Agent for NIFA 2008 D Bonds

REQUEST FOR: Permission to Retain and/or Solicit Replacements for the 2008 D Bonds Remarketing Agent.

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### **Background:**

In 2008 we sold, in two series (2008 D-1 and 2008 D-2, collectively 2008 D), \$150 million of variable rate bonds. These bonds are long term obligations, but are remarketed weekly. MR Beal was chosen to remarket those bonds and has successfully done so since 2008.

We have paid MR Beal (the "Old Firm") six basis points for each weekly remarketing, which calculates to \$90,000 per year or \$1,730 per week.

### **Discussion:**

In late January, we received a call from Mr. Beal informing us that he and several of his employees were moving to another firm, Blaylock Robert Van, LLC. (now, Blaylock Beal Van, LLC) (the "New Firm"). This very sudden move was apparently the result of his Old Firm being delisted and unable to continue remarketing our bonds.

### **What steps have we taken?**

In order to continue with the remarketing of NIFA's bonds with the least disruption, we entered into a new remarketing agreement with his New Firm. It is substantially the same as our former agreement, but allows NIFA to terminate on 7 days' notice. We also notified our liquidity providers and trustee of this change and, as appropriate got their permission.

In order to effectuate this change on very short notice, we enlisted the services of our Financial Advisor (Lamont Financial Advisors) and the law firm that had handled our original sale of the 2008 D bonds (Sidley Austin).

**Recommendation:**

As of this writing, the New Firm has performed well on our remarketing. We recommend that they be retained, subject to satisfactory performance and the approval of the banks that provide liquidity for the 2008 D bonds.

If performance is not satisfactory and/or we do not receive approval from the banks that are providing liquidity, we are requesting permission to issue an RFP for a new remarketing agent for the 2008 D bonds.

You are further requested to approve both the past and prospective use of Lamont Financial Services and Sidley Austin in connection with the matters discussed herein.

Attachment:  
Resolution

**NASSAU COUNTY INTERIM FINANCE AUTHORITY**

RESOLUTION NO. 14-481

APPROVAL OF THE RETENTION AND/OR SOLICITATION OF A REPLACEMENT FOR  
THE 2008 D-1 AND 2008 D-2 BONDS REMARKETING AGENT

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 ("NIFA") and be it further

RESOLVED, that the Directors accept, endorse and approve the course of action and recommendations in the Materials concerning the retention and/or solicitation of a new remarketing agent for NIFA's 2008 D-1 and 2008 D-2 Bonds, including but not limited to the hiring of outside advisors or lawyers; 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.

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Jon Kaiman  
Chairperson

March 10, 2014

# NASSAU COUNTY INTERIM FINANCE AUTHORITY

## **FOR CONSIDERATION**

March 10, 2014

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Renewal of Liquidity Facility

REQUEST FOR: Authorization to Enter into a Liquidity Facility with TD Bank in Connection with NIFA's 2008A Bonds and to Take Related Actions

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### **Introduction:**

You are being asked to approve a five year liquidity facility with TD Bank in connection with NIFA's 2008A Bonds. The new liquidity facility will replace JPMorgan Chase Bank, National Association ("JP Morgan").

### **Discussion:**

After publication in the "New York State Contract Reporter," NIFA released a Request for Bids ("RFP") on February 11, 2014 for a liquidity facility, in the form of a standby bond purchase agreement, for \$125,000,000. In addition to the publication, the RFP was also sent directly to approximately 10 other potential bidders.

NIFA received responses from:

1. TD Bank, N.A.
2. Wells Fargo Bank N.A.
3. The Bank of Tokyo-Mitsubishi UFJ, Ltd.
4. Sumitomo Mitsui Banking Corporation
5. JPMorgan Chase Bank, National Association

After reviewing the bids with our Financial Advisor, Lamont Financial Services, we are recommending that you accept the bid from TD Bank for a term of five years at a rate of 28 basis points per annum. (Details of all the bids can be discussed, if needed, in Executive Session).

The new facility will replace the facility currently provided by JP Morgan, which is expiring on May 11, 2014, which was for three years, at a cost to NIFA of 49 bps per annum.

### **Requested Action:**

It is requested that the Directors authorize the Chairman or his designee(s) to negotiate and execute an agreement with TD Bank for a new liquidity agreement substantially upon the terms and conditions discussed in the materials and resolution attached hereto, together with such additional or related actions as they may find necessary. Staff also recommends the use of Sidley Austin LLP

as NIFA's outside counsel and Lamont Financial Services as Financial Advisor because of each firm's unique expertise and familiarity with the underlying bond issuance and the associated liquidity facility.

Attachment:  
Resolution

**NASSAU COUNTY INTERIM FINANCE AUTHORITY**

RESOLUTION NO. 14-482

AUTHORIZATION TO ENTER INTO A LIQUIDITY FACILITY IN CONNECTION WITH  
NIFA'S 2008A BONDS AND TO TAKE 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 ("NIFA"); and be it further

RESOLVED, that in accordance with the Materials, the Chairman or his designee(s) is hereby authorized to negotiate and execute a five year liquidity facility with TD Bank in connection with NIFA's 2008A Bonds substantially upon the terms and conditions discussed in the Materials; and be it further

RESOLVED, that in connection with the substitution of liquidity providers for the Series 2008A Bonds, the Chairman or his designee(s) is authorized to cause a mandatory tender of said Bonds, and to take such steps as are necessary for the reoffering of said Bonds by the Remarketing Agent, including the preparation and distribution of a reoffering circular with respect to such Bonds, in such form as he may deem reasonable and appropriate; and be it further

RESOLVED, that reasonable outside counsel fees and disbursements for the aforesaid liquidity facility provider is hereby approved, as well as fees and disbursements for NIFA's outside counsel, Sidley Austin LLP, and its Financial Advisor, Lamont Financial Services, together with such other expenditures as are deemed necessary or appropriate in connection with the completion of the aforesaid actions, be it further

RESOLVED, that all actions heretofore taken by the Chairman or his designee(s) in furtherance of the foregoing resolutions are hereby ratified and approved; and be it further

RESOLVED that the Chairman or his designee(s) are further authorized to take all actions deemed necessary or appropriate to implement the foregoing and related actions.

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Jon Kaiman  
Chairperson

March 10, 2014



## NASSAU COUNTY INTERIM FINANCE AUTHORITY

### **FOR CONSIDERATION**

March 10, 2014

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Hazen and Sawyer/Malcolm Pirnie Contract

REQUEST FOR: Consideration of County Contract for Hazen and Sawyer / Malcolm Pirnie

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### **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 3, 2013, the County submitted a contract for Hazen and Sawyer / Malcolm Pirnie (the, "Program Manager") to NIFA for approval. The term of the contract was three years, was valued at \$29,146,925 (the, "Contract") and was approved by the NIFA Directors on July 30, 2013. The purpose of the original contract was to provide project management, planning, and consulting engineering services for permanent repair of facilities that had been damaged by Hurricane Sandy.

On January 31, 2014 the County submitted an amendment to the original contract in the amount of \$5,000,740 for a new not-to-exceed (NTE) amount of \$34,147,665. This amendment will provide continued services necessary for NYS compliance and permits for non-Sandy related projects, day-to-day operations of the Bay Park Sewage Treatment Plant (STP) and conceptual planning efforts for a potential ocean outfall. Appendix A of the contract document provides an amended detailed scope of services. The term of the contract amendment is the same as the original contract which was effective upon execution to 3 years.

### **Discussion:**

On December 19, 2013, the Legislative Rules Committee by a vote of 7-0 approved this amendment for Services between the Nassau County Department of Public Works and Hazen and Sawyer/Malcolm Pirnie, the Water Division of ARCADIS (collectively, the "Firm"). The additional services to be provided by the Firm will be to assist in "non-Sandy" related capital projects, the daily operation of the Bay Park Sewage Treatment Plant (STP) and conceptual planning efforts for a potential outfall.

The amended projects and associated costs that are inclusive of the original agreement and this amendment to be constructed as a result of the Firm's services are listed in Table 1 (attached).

Although the projects are "post Sandy" because they are planned and designed to mitigate the reoccurrence of damage and minimize environmental impacts, there is still the potential for continued FEMA reimbursement as well as funding from USEPA Clean/Drinking Water State Revolving Fund (C/DWSRF) from the NYS Environmental Facilities Corporation (EFC) and Federal Community Development Block Grants (CDBG). Any work not reimbursed will be funded by capital project 35121 – Wastewater Facilities Storm Restoration from which cash is available for the full amount of the contract amendment due to a borrowing that has already been approved by the Legislature and NIFA and would not require a future borrowing.

**Requested Action:**

You are requested to consider the County's Contract with Hazen and Sawyer / Malcolm Pirnie.

**Attachments:**

Table 1  
Resolution

**Table 1**

2.1	Planning Services	\$2,603,812
2.2	Preliminary Design Services	\$7,811,435
2.3	Construction Planning Services	\$520,762
2.4	MOPO & Plant Performance Assurance Study	\$729,067
2.5	Budgeting	\$1,041,525
2.6	Scheduling	\$1,562,287
2.7	Permitting/Environmental Review	\$1,041,525
2.8	Cash Flow Forecasting	\$520,762
2.9	Program Management Information System (PMIS)	\$1,562,287
2.10	Meetings	\$833,220
2.11	Constructability Workshop	\$520,762
2.12	Procurement Services	\$520,762
2.13	Project Administration	\$1,041,525
2.14	FEMA Technical Assistance	\$520,762
2.15	Public Relations	\$312,458
2.16	Construction Services	\$4,686,861
2.17	Post-Construction Services	\$1,562,287
2.18	Regional Planning Assistance	\$500,000
2.19	Pilot Demonstration Project Assistance	\$400,000
2.20	“Non-Sandy” Capital Project Coordination	\$2,225,640
2.21	Daily Full-time Plant Operation Support	\$1,790,100
2.22	Ocean Outfall Conceptual Planning	\$985,000
	Field Offices	<u>\$ 854,825</u>
		\$34,147,665

**NASSAU COUNTY INTERIM FINANCE AUTHORITY**

**RESOLUTION NO. 14-483**

**CONSIDERATION OF COUNTY CONTRACT FOR HAZEN AND SAWYER / MALCOLM  
PIRNIE**

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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 amendment of the County's Contract for Hazen Sawyer / Malcolm Pirnie in the amount of \$5,000,740, bringing the total not to exceed amount to \$34,147,665; 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; 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.

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Jon Kaiman  
Chairperson

March 10, 2014

# NASSAU COUNTY INTERIM FINANCE AUTHORITY

## FOR CONSIDERATION

March 10, 2014

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Contracts from County Attorney's Office

REQUEST FOR: Consideration of Contracts from the County Attorney's Office

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### Introduction:

Pursuant to Section 3669 2(d) of the Authority Act, NIFA may require the review of certain contracts during a control period. The Directors have determined that all contracts arising from the Nassau County Legal Department shall, for the foreseeable future, be voted upon by the Directors at a public meeting.

### Discussion:

The County Legislature has approved the following contracts for legal services and the monies to pay the contracts have been encumbered. The descriptions of services are brief so as to avoid public dissemination of legal strategies; however, more detailed confidential descriptions are available and can be discussed in Executive Session.

### Brief Summary:

Vendor	Contract #	Amount	Purpose
<b>Albanese &amp; Albanese LLP</b>	CQPW14000002	\$250,000	New outside counsel contract to represent the County by handling claims arising out of Superstorm Sandy.
<b>Leventhal, Cursio, Mullaney &amp; Sliney LLP</b>	CQPD14000001	\$200,000 only encumbering \$25,000 at this time	This is a new outside counsel contract where Counsel shall represent the named defendants in the Christopher Hoey v. County of Nassau and Majorie Blieka, in her official and individual capacities, under index number 12-cv-04935

<b>Berkman, Hench, Peterson, Peddy &amp; Fenchel, PC</b>	CQAT13000012	\$250,000	This is a new outside counsel contract to represent the County in the matter of Isley v. County of Nassau, et al.
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**Requested Action:**

You are requested to review and approve or disapprove entering into these contracts referenced in the prior discussion.

**Attachment:**

Resolution

**NASSAU COUNTY INTERIM FINANCE AUTHORITY**

RESOLUTION NO. 14-484

REVIEW OF CONTRACTS FROM THE COUNTY ATTORNEY'S OFFICE

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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 County struggles to regain fiscal balance, and it is operating under a financial plan that contemplates, among other measures, transitional borrowing for operating expenses and a continuing wage freeze on the compensation of County employees; and be it further

RESOLVED, that County must continue to deliver essential services to County residents; and be it further

RESOLVED, that in these circumstances, NIFA must scrutinize contracts for expenditures that are not consistent with the County's current financial condition and the priorities, necessities, judgments and fiscal realities embodied in the County's adopted financial plan; 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 contracts numbered XXX in the Materials and disapproves contract(s) numbered XXX for the foregoing reasons and because the Directors find that the expenditures required by these contract(s) are not consistent with the adopted financial plan; 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.

\_\_\_\_\_  
Jon Kaiman  
Chairperson

March 10, 2014

Sent Under  
Separate Cover