

AGENDA

**NASSAU COUNTY INTERIM FINANCE AUTHORITY
WEDNESDAY, OCTOBER 15, 2014 – 4:00 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 September 10, 2014 Meeting
- II. Authorization to Hire McGladrey as Independent Financial Auditors for the Authority and the Taking of Related Actions
- III. Consideration of System Revenue Bonds by the Nassau County Sewer and Storm Water Finance Authority and the Taking of Related Actions
- IV. Consideration of Issuance of General Obligation Bonds and Bond Anticipation Notes by Nassau County
- V. Review of Nassau County's Proposed Multi-Year Financial Plan Fiscal 2015-2018

Adjournment

DRAFT – SUBJECT TO REVIEW AND REVISION

NASSAU COUNTY INTERIM FINANCE AUTHORITY
MINUTES OF THE MEETING OF THE DIRECTORS
HELD ON SEPTEMBER 10, 2014

Pursuant to notice dated August 28, 2014, a meeting of the Nassau County Interim Finance Authority (“NIFA”) was convened at 4:51 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
John Buran
Paul Leventhal
Lester Petracca
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 the first item on the agenda was a resolution to approve the minutes of the June 18, 2014 Directors’ meeting.

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

DRAFT – SUBJECT TO REVIEW AND REVISION

Resolution No. 14-512

APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN AT THE JUNE 18, 2014 MEETING OF THE DIRECTORS OF THE NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLVED, that the Minutes of the meeting of the Authority held on June 18, 2014 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.

* * *

Chairman Kaiman stated that the next item on the agenda was a resolution approving NIFA's multi-year financial plan which was approved by the Audit and Internal Controls Committee at its meeting today, prior to this Board meeting.

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

Resolution No. 14-513

APPROVE SUBMISSION OF NIFA'S 2015 BUDGET AND FY 2015 – FY 2018 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 proposed Budget for FY 2014 ("Budget") and a proposed Financial Plan for FY 2015 – FY 2018 ("Plan"); and be it further

RESOLVED, that the Authority hereby conditionally approves the Budget and 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,

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authorized in the name and on behalf of the Authority to publish and file the Budget and 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.

* * *

Chairman Kaiman stated that the next item on the agenda was a resolution amending NIFA’s procurement Guidelines. Executive Director Cohen stated that there were minor changes made to Guidelines that were required by New York State.

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

Resolution No. 14-514

ADOPTION OF AMENDED PROCUREMENT CONTRACTS GUIDELINES 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 “Nassau County Interim Finance Authority Guidelines Regarding the Use, Awarding, Monitoring and Reporting of Procurement Contracts,” (the “Procurement Guidelines”), annexed to the Materials, are hereby re-adopted; and be it further

RESOLVED, that all actions previously taken by the Chairman at the Authority, or his designees, in furtherance of the foregoing are hereby ratified and approved.

* * *

Deputy Director Maria Kwiatkowski stated that the next item on the agenda was a resolution to consider a contract between Nassau County and United Way of Long Island. She

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stated that the contract is for the administration of the Ryan White grant which provides services to the Aids population. She stated that the contract is for approximately \$5.6 million and is 100 percent federally funded.

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

Resolution No. 14-517

APPROVAL OF COUNTY CONTRACT FOR UNITED WAY OF LONG ISLAND, 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 United Way of Long Island, Inc., which is projected to cost \$5,613,474; 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 United Water. She stated that the amount of the contract is approximately \$65 million per year.

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

DRAFT – SUBJECT TO REVIEW AND REVISION

Resolution No. 14-518

CONSIDERATION OF COUNTY CONTRACT FOR UNITED WATER LONG ISLAND, 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 United Water Long Island, Inc. which is projected to cost \$64,966,000 (first year); 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 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 Bartlett, McDonough & Monaghan, LLP. He stated that this law firm represents the County concerning a civil rights lawsuit. He stated that the second contract with Meyer, Suozzi, English & Klein, PC concerns a sexual harassment lawsuit. He further stated that the third contract with Jaspan Schlesinger, LLP was to represent the County on a claim of false arrest and malicious prosecution.

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

Resolution No. 14-519

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 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 CLAT14000018, CLAT14000016 and CQAT14000016 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 next item on the agenda was a resolution to consider lifting the wage freeze on the Correction Officer’s Benevolent Association (COBA). He stated that this is the final major union that is still under NIFA’s wage freeze. The Chairman stated that although he believes it is time to lift the wage freeze for COBA, NIFA still has concerns relating to

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the overall economic viability of the County.

Upon motion duly made and seconded, the following resolution was approved with
Director Wright opposing:

Resolution No. 14-520

**CERTIFYING THAT THE MEMORANDUM OF AGREEMENT BETWEEN NASSAU COUNTY
AND THE NASSAU COUNTY SHERIFF'S CORRECTION OFFICERS BENEVOLENT
ASSOCIATION IS AN ACCEPTABLE CONTRIBUTION TOWARD ALLEVIATING THE
FISCAL CRISIS IN NASSAU COUNTY**

WHEREAS, on March 24, 2011, March 22, 2012, and March 14, 2013, and March 10, 2014, NIFA adopted resolutions declaring a fiscal crisis and imposing one-year wage freezes on Nassau County employees; and

WHEREAS, NIFA's March 10, 2014 resolutions recounted recent good faith negotiations and identified conditions that, if faithfully implemented through County legislation and new labor agreements, would allow NIFA to terminate the wage freeze; and

WHEREAS, on June 18, 2014, the County Executive and the Nassau County Sheriff's Correction Officers Benevolent Association ("COBA") executed a Memorandum of Agreement ("MOA"); and

WHEREAS, the County Legislature has adopted a resolution approving the MOA; and

WHEREAS, on June 18, 2014, the County Executive and the President of the COBA executed a letter to the NIFA Chairman (the "Letter") clarifying certain aspects of the MOA in a legally binding manner; and

WHEREAS, NIFA has considered seriously, the impact of the wage freeze on County personnel and their families, the impact of the freeze on employee morale and future hiring, as well as the impact of lifting the freeze on the County's finances and fiscal credibility; and

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to Section 3669(3)(b) of the NIFA Act, NIFA hereby certifies that the MOA, as clarified by the Letter, is an instrument in writing that is an acceptable and appropriate contribution by the COBA toward alleviating the fiscal crisis of the County, which fiscal crisis continues; and be it further

RESOLVED, that NIFA will abide by the terms of the MOA, as clarified by the Letter, and will not impose a wage freeze with respect to the PBA through December 31, 2017, as long as all parts of the

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MOA, as clarified by the Letter, remain in effect.

* * *

General Counsel Wise stated that the next item on the agenda was a resolution to consider lifting the wage freeze on the County’s ordinance employees.

Upon motion duly made and seconded, the following resolution was approved with Director Wright opposing:

Resolution No. 14-521

CERTIFYING THAT COUNTY ORDINANCE 77-2014 IS AN ACCEPTABLE CONTRIBUTION BY “NON-CONTRACT” EMPLOYEES TOWARD ALLEVIATING THE FISCAL CRISIS IN NASSAU COUNTY

WHEREAS, on March 24, 2011, March 22, 2012, and March 14, 2013, and March 10, 2014, NIFA adopted resolutions declaring a fiscal crisis and imposing one-year wage freezes on Nassau County employees; and

WHEREAS, NIFA's March 10, 2014 resolutions recounted recent good faith negotiations and identified conditions that, if faithfully implemented through County legislation and new labor agreements, would allow NIFA to terminate the wage freeze; and

WHEREAS, County Ordinance 77-2014 was passed by the County Legislature on June 16, 2014 and said Ordinance contains certain limitations in compensation for “non-contract employees” aka “ordinance employees;” and

WHEREAS, NIFA has considered seriously, the impact of the wage freeze on County personnel and their families, the impact of the freeze on employee morale and future hiring, as well as the impact of lifting the freeze on the County's finances and fiscal credibility; and

NOW, THEREFORE, BE IT RESOLVED, that, pursuant to Section 3669(3)(b) of the NIFA Act, NIFA hereby certifies that County Ordinance 77-2014, is deemed an instrument in writing that is an acceptable and appropriate contribution by the County’s non-contract employees toward alleviating the fiscal crisis of the County, which fiscal crisis continues.

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* * *

Chairman Kaiman stated that the next item on the agenda was a resolution to consider a voluntary separation agreement between the County and the Civil Service Employees Union.

Executive Director Cohen stated that participants would receive \$1000 for each year of service. He stated that approximately 200 employees, with salaries totaling more than \$13 million, had signed up for the agreement. He stated that the County would be seeking to bond at least \$5 million for the additional incentive and termination costs above the first 75 terminations, but the bonding request was not being considered by NIFA at this time.

Deputy County Executive Rob Walker then gave a presentation on the agreement.

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

Resolution No. 14-523

APPROVAL OF A VOLUNTARY SEPARATION AGREEMENT BETWEEN THE COUNTY OF NASSAU AND THE CIVIL SERVICE EMPLOYEES UNION.

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 the Authority hereby approves, a voluntary separation agreement between the County of Nassau and the Civil Service Employees Association.

* * *

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Chairman Kaiman then entertained a motion to adjourn. Upon motion duly made and seconded, the Directors voted unanimously to adjourn the meeting at 5:18 PM.

Respectfully submitted,

Laurie A. Boucher
Corporate Secretary

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

October 15, 2014

TO: NIFA Directors

FROM: Evan L. Cohen

SUBJECT: Selection of Independent Financial Auditors

REQUEST FOR: Authorization to Hire McGladrey LLP as Independent Financial Auditors for the Authority and the Taking of Related Actions.

Introduction:

You are being asked to take action in connection with the employment of McGladrey LLP as NIFA's independent auditors for fiscal years 2014-2018.

Discussion:

The Nassau County Interim Finance Authority ("NIFA") Act requires NIFA to conduct an annual financial audit performed by an independent certified accountant. The audit report is required to be sent to the County Executive and various State officials. The scope of the audit includes a review of NIFA's financial statements and compliance with State investment guidelines.

On March 10, 2014 NIFA advertised in the "New York State Contract Reporter" for the services of an independent financial auditor and indicated that a Request for Proposals ("RFP") was available and had to be completed and returned by April 4, 2014. Ultimately, five firms submitted proposals (each, a "Firm").

A three-person NIFA team reviewed the responses to the RFP. Each team member independently read and scored each response according to a uniform selection scoring system. McGladrey LLP was chosen as having the best overall package even though each Firm was deemed as qualified.

Fees:

McGladrey has quoted us the following fees, plus disbursements: \$32,150 for fiscal year 2014, \$32,150 for fiscal year 2015; \$32,150 for fiscal year 2016; \$34,400 for fiscal year 2017; and \$34,400 for fiscal year 2018.

During the term of this engagement, McGladrey may also need to approve the inclusion of the Authority's financial statement in NIFA's offering circulars. This review will be charged at an additional rate, up to a maximum of \$10,000 for each offering.

Requested Actions:

It is requested that the Directors authorize the Chairman or his designee(s) to negotiate and execute a contract for the services of McGladrey LLP as NIFA's independent financial auditing firm substantially upon the terms and conditions outlined in these materials.

Should an acceptable agreement not be reached with McGladrey, you are further requested to delegate to the Audit and Internal Controls Committee the authority to select another Firm upon similar terms and conditions as those authorized for McGladrey LLP.

Attachments:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-525

AUTHORIZATION TO HIRE MCGLADREY LLP AS INDEPENDENT FINANCIAL AUDITORS FOR THE AUTHORITY 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 (“NIFA”); and be it further

RESOLVED, that in accordance with the Materials, the Chairman or his designee(s) are hereby authorized to select McGladrey LLP as NIFA’s independent financial auditing firm; and be it further

RESOLVED, that the Chairman or his designee(s) are hereby further authorized to hire and pay McGladrey LLP for services related to inclusion of NIFA’s audited financial statements in any offering circulars related to the issuance of NIFA’s bonds or notes at the maximum rate of \$10,000 per offering; 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, however, if a contract cannot be successfully executed between NIFA and McGladrey LLP, then NIFA’s Audit and Internal Controls Committee is authorized to select another Firm upon similar terms and conditions as those authorized for McGladrey LLP.

Jon Kaiman
Chairperson

October 15, 2014

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

October 15, 2014

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Nassau County Sewer and Storm Water Finance Authority

REQUEST FOR: Consideration of System Revenue Bonds by the Nassau County Sewer and Storm Water Finance Authority and the Taking of Related Actions

Introduction:

The Nassau County Sewer and Storm Water Finance Authority (the “Authority”), pursuant to a request approved by the County Legislature, has voted to:

1. refund all of the Authority’s outstanding 2004B and 2008A bonds in the aggregate amount of \$130,415,000 (the “Refunded Bonds”); and
2. finance costs associated with improvements to the sewer and storm water system in the amount of \$37,783,009.38.

The financing will be accomplished through a tax exempt component of \$127,400,000 and a taxable component of \$1,455,000. In addition, there is a new money component of \$33,485,000. Including the costs of issuance, the financing (the “Financing”) is expected to generate proceeds of \$185,411,849 through the issuance of \$162,340,000 bonds (the “Bonds”).

The transaction is expected to close in November 2014. The amount of bonds issued shall be reduced if premium bonds are issued, such that total proceeds are sufficient to cover the requirements of the refinancing and projects, plus costs of issuance.

Background:

Title 10-D of the Public Authorities Law of the State of New York, as amended (the “Act”), created the Nassau County Sewer and Storm Water Finance Authority (the “Authority”). The Authority has the power to issue its revenue bonds and notes for the purpose of among other things: (1) paying the cost of any project (as defined in the Act); (2) refunding bonds of the County issued to pay the cost of any project; and (3) refunding bonds issued by the Authority or for any other corporate purpose.

Pursuant to the financing and acquisition agreement between the Authority and the County, dated as of March 1, 2004, the Authority has financed the costs of acquiring and undertaking certain improvements to the County's storm water resources and sewerage facilities (the "System").

Discussion:

The reasons for this Financing are the following:

1. To generate \$5.3 million of PV savings, with savings of \$4.2 million in 2015, which savings will diminish sharply in the later years, but remain cash flow positive throughout the term.
2. To enter into a new financing agreement dated as of October 1, 2014 with the County (the "Financing Agreement") to:
 - (a) Provide for the transfer back to the County of the System
 - (b) Eliminate the requirement for an Operation and Maintenance Reserve funded by the County, and
 - (c) Eliminate reference to the Rate Stabilization Reserve Fund.

Under the original financing agreement, the facilities were transferred to the Authority (other than the land upon which they are located) coincident with the closing of the initial series of Authority bonds in 2004. The transfer to the Authority was necessary in order to apply for low cost acquisition financing from the New York State Environmental Facilities Corporation. As such financing was later deemed ineligible, in order to achieve administrative and accounting efficiencies, the new financing agreement transfers the facilities back to the County at the time of issuance of the Bonds. The Facilities have not served and will not serve as collateral for the Bonds. Under the Financing Agreement, the Authority will no longer have the obligation to pay debt service on County bonds issued for sewer and storm water projects. There is no separate purchase payment to be made by the County to the Authority for the transfer of the facilities to the County.

Requested Action:

You are requested to approve the issuance of the Bonds and related actions (including, but not limited to, the execution of a new Financing Agreement), subject to the terms and conditions outlined in these materials and the attached resolution.

Attachments:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-526

CONSIDERATION OF ISSUANCE OF SYSTEM REVENUE BONDS BY THE NASSAU COUNTY SEWER AND STORM WATER FINANCE AUTHORITY

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 proposed issuance(s) of bonds by the Nassau County Sewer and Storm Water Finance Authority and approves such issuance(s) in the amounts and upon the conditions outlined in the Materials, including the execution of a new Financing Agreement and any other related agreements that are deemed necessary or appropriate to complete the transaction; and be it further

RESOLVED, that the Chair of the Authority or such staff as he may designate, may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Jon Kaiman
Chairperson

October 15, 2014

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

October 15, 2014

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: County General Obligation Bonds and Bond Anticipation Notes

REQUEST FOR: Consideration of Issuance of General Obligation Bonds and Bond Anticipation Notes by Nassau County

Introduction:

The County has communicated with NIFA its desire to raise money for certain projects through its sale of general obligation bonds or bond anticipation notes (“BANs”) in the following categories and in the following amounts (plus costs of issuance):

Categories	Amount (Not including Costs of Issuance)
A. Projects for General Purposes Listed in Attachment A	\$85,000,000
B. Superstorm Sandy Assessment Relief - Initially as (BANs)	35,000,000
C. Termination Pay/VSIP	20,000,000
D. Judgments and Settlements	8,554,963

The bonds/BANS have all been authorized by the County Legislature.

Background:

The reason for the County’s request is found in section 3369 2(e) of the NIFA Act, which states that during a Control Period:

“The authority shall review the terms of each proposed long-term and short-term borrowing by the county and any covered organization to be effected during any control period, and no such borrowing shall be made during any control period unless it is approved by the authority.”

Discussion:

The issuance of the bonds/BANs is expected in early December of 2014. Background data related to each of the aforementioned categories of bonds/BANs can be found in attachments lettered A-D. In order to sell the BANs, the market needs the assurance that the County will, if necessary, have the ability to pay for the BANs with bonds. Hence, you are authorizing BANs for Superstorm Sandy Relief, but with the understanding that, if necessary, the County can replace the BANs with bonds.

The amount of bonds/BANs issued shall be reduced if premium bonds/BANs are issued, such that total proceeds are sufficient to cover the projects plus any necessary costs of issuance.

Requested Action:

You are requested to approve/disapprove the County's proposed issuance of bonds/BANs, subject to the terms and conditions outlined in these materials and the attached resolution.

Attachments:

Resolutions
Attachments Numbered A-D

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-527A

CONSIDERATION OF ISSUANCE OF GENERAL OBLIGATION BONDS 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 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 issuance(s) of bonds and approves the issuance of up to \$85,000,000 in bonds (plus costs of issuance) for the purposes described in Attachment lettered A in the Materials and upon the conditions outlined in the Materials; 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.

Jon Kaiman
Chairperson

October 15, 2014

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-527B

CONSIDERATION OF ISSUANCE OF GENERAL OBLIGATION BONDS AND BOND 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 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 issuance(s) of bonds and bond anticipation notes and approves the issuance of up to \$35,000,000 in bonds and notes (plus costs of issuance) for the purposes described in Attachment lettered B in the Materials and upon the conditions outlined in the Materials; 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.

Jon Kaiman
Chairperson

October 15, 2014

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-527C

CONSIDERATION OF ISSUANCE OF GENERAL OBLIGATION BONDS 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 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 issuance(s) of bonds and approves the issuance of up to \$20,000,000 in bonds (plus costs of issuance) for the purposes described in Attachment lettered C in the Materials and upon the conditions outlined in the Materials; 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.

Jon Kaiman
Chairperson

October 15, 2014

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-527D

CONSIDERATION OF ISSUANCE OF GENERAL OBLIGATION BONDS 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 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 issuance(s) of bonds and approves the issuance of up to \$8,554,963 in bonds (plus costs of issuance) for the purposes described in Attachment lettered D in the Materials and upon the conditions outlined in the Materials; 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.

Jon Kaiman
Chairperson

October 15, 2014

Attachment A

Project Number – Five or six digit unique alpha numeric identifier of the project.

Formatted Project Title – A short description of the project.

Description – Qualitative description of what the project is, and what it is meant to do.

Advances – Total amount of bond request that is being used to repay advances from the general fund.

PO – Encumbrances that are completed via purchase orders that do not meet the NIFA guidelines for requiring approval.

Pre-NIFA – Encumbrances that predate the start of the NIFA control period.

Not Required – Encumbrances that do not require NIFA approval. Such as encumbrances by the Nassau Community College.

NIFA Approval Pending – Encumbrances that have been sent to NIFA for approval, but have not yet been acted upon.

NIFA Approved – Encumbrances that have received NIFA approval at the appropriate level, as per NIFA guidelines. The supplemental attachment includes NIFA number and approval date.

County Approval Pending – Encumbrances that have not yet been finalized, but are anticipated being finalized during the next six to eight months. These are included in the request so that there is sufficient cash on hand to begin work once NIFA approves the contract. It is important to note that a significant percentage of this covers encumbrances that will be made against requirement and on-call contracts that already have NIFA approval, or POs that do not require NIFA approval.

Authorized – The total amount of bond ordinances approved by the County Legislature.

Issued – The total amount of bond ordinances that have been borrowed by the County.

Authorized but Unissued – The total remaining amount, prior to this deal, of bond authorization remaining in this deal.

Nassau County Borrowing Request – The amount of borrowing that is sought by the County from the NIFA board based on bond ordinances previously authorized by the Legislature.

Project Number	Project Title	Description	NIFA Approval					County Approval Pending	Authorized	Issued	Authorized but Unissued	Nassau County Borrowing Request	
			Advances	PO/Pending PO	Pre-NIFA	Not Required	Pending						NIFA Approved
14008	Nassau County Crime Lab	This project consists of construction of a new Forensic Lab Facility and County Fire Marshal's Office modifications within the existing Nassau County Public Safety Center located at 1194 Prospect Avenue, Westbury, NY. Work includes enlargement of the existing parking field and miscellaneous site work, selective demolition within the existing building, installation of new stairs and elevators, and construction of the new facilities within existing vacant space on the first and second floors of the building. Modifications of existing systems will be undertaken to accommodate the new Lab. The existing building is subject to special security and seismic design requirements that will be part of this project as well. The project requires installation of special Laboratory equipment and systems by the Contractor as well as coordination with other associated County Contractors.	\$ -	\$ -	\$ -	\$ 0.00	\$ 15,000,000.00	\$ 0.00	\$ 0.00	\$ 40,000,000.00	\$ 0.00	\$ 40,000,000.00	\$ 8,500,000.00
41334	Nickerson Beach Improvements	This project includes design and construction for the redevelopment and rehabilitation of the roof, plumbing and concrete areas of the cabanas located at Nickerson Beach. The project also will implement upgrades to the facility entrance and administration areas as well as some of the activity areas. This work will consider creation of activity areas and/or another row of cabanas.	\$ -	\$ 3,417,565.77	\$ -	\$ 0.00	\$ 0.00	\$ 126,482.14	\$ 3,544,047.91	\$ 0.00	\$ 3,544,047.91	\$ 3,544,047.91	
41402	Batting Cages Refurbishment and Construction	This project is for the replacement of existing batting cages in County owned parks. Some of the existing cages have substantially deteriorated resulting in loss of revenue due to intermittent closures for repairs. State of the art equipment and improved facilities will attract more users resulting in increased revenues.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 400,000.00	\$ 400,000.00	\$ 0.00	\$ 400,000.00	\$ 400,000.00	
41811	Various County Parks Restroom Rehabilitation	This project is for the upgrade and rehabilitation of various restroom facilities located within the County Parks.	\$ -	\$ 1,592.20	\$ 40,400.01	\$ 0.00	\$ 0.00	\$ 458,007.79	\$ 829,461.65	\$ 0.00	\$ 829,461.65	\$ 500,000.00	
41815	Various County Parks Ice Rink Modernization	This project will renovate and modernize the existing Ice Rink facilities at the various County Parks, including Grant Park, Christopher Morley and Cantiague Park.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 5,000,000.00	\$ 7,687,530.12	\$ 0.00	\$ 7,687,530.12	\$ 5,000,000.00	
41820	Various County Parks Playground & Picnic Area Rehabilitation	Renovations would include the installation of ice rink equipment including HVAC equipment, condensers, chillers, replacement of all piping, replacement of dasher boards and Zambonis.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 137,416.40	\$ 137,416.40	\$ 0.00	\$ 137,416.40	\$ 137,416.40	
41829	Various Parks Outdoor Lighting Rehabilitation	This project is for the rehabilitation of the various playgrounds and playground equipment within the county parks system.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 2,178,396.69	\$ 2,181,435.11	\$ 0.00	\$ 2,181,435.11	\$ 2,181,435.11	
41834	Various Parks Path/Roadways/Parking Resurface	This is a multi-year program to replace outdoor park and vehicular lighting systems in parks. Existing systems are old, damaged, and inefficient. This creates unsafe conditions and unusable facilities. Dark areas attract vandalism and other security problems. Most of the existing system is over 25 years old with faulty wiring resulting in frequent shorts and outages which increases maintenance costs. Modern lights and controls are also more energy efficient resulting in decreased energy costs.	\$ -	\$ 3,038.42	\$ -	\$ 0.00	\$ 0.00	\$ 2,178,396.69	\$ 2,181,435.11	\$ 0.00	\$ 2,181,435.11	\$ 2,181,435.11	
		This project will provide for the resurfacing of various paths, roadways, and parking fields in County parks. Work will include resurfacing of driveways, parking lots, interior public roadways, work vehicle and service roads, bike and walk paths.	\$ -	\$ 176,648.55	\$ -	\$ 0.00	\$ 0.00	\$ 934,478.18	\$ 1,111,126.73	\$ 0.00	\$ 1,111,126.73	\$ 1,111,126.73	

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41851	Various Parks Golf Course Renovation Phase II	These projects will provide for the improvement of various golf facilities throughout the County. Work could consist of the installation of new irrigation systems, the refurbishment of sand traps, the upgrading of cart paths, the installation of prefabricated equipment storage facilities and the purchase of golf course maintenance equipment.	\$ -	\$ -	\$ -	\$ 0.00		\$ 0.00	\$ 80,987.98	\$ 80,987.98	\$ 0.00	\$ 80,987.98	\$ 80,987.98
41855	Parks Equipment Replacement	This project is to replace equipment that is used in parks and preserves. Current equipment is worn or unsuitable to maintain certain types of landscape. The equipment being replaced is beyond its useful life of service. Replaced equipment will be used for mowing meadows and lawns, maintaining trails, chipping dead trees, and removing snow from paths. This project is needed to reconstruct various pool components throughout the County. There are pools that have features that are in need of replacement or reconfiguration. Potentially hazardous conditions need to be corrected at some pools, and chemical storage areas that comply with code need to be constructed at other pools. A directive from the DEC will require chlorine containment areas in all park pool facilities which utilize liquid chlorine to treat pool water. Nickerson Beach and Whitney Pond might need to convert to a tablet chlorine system if construction of a containment area is too expensive at these sites. Work is also required at slide and interactive pools located in North Woodmere, Cantiague, and Wantagh Parks.	\$ -	\$ 57,571.00	\$ -	\$ 0.00		\$ 0.00	\$ 689,758.06	\$ 747,329.06	\$ 0.00	\$ 747,329.06	\$ 747,329.06
41858	County Pools Improvements and Code Compliance	This project would provide for the installation of new irrigation systems for planted areas at various County parks. These irrigation systems are required to maintain healthy and beautiful trees and lawns.	\$ -	\$ 323.86	\$ -	\$ 0.00		\$ 0.00	\$ 826,380.19	\$ 826,704.05	\$ 0.00	\$ 826,704.05	\$ 826,704.05
41860	Various County Parks - Irrigation System Installation	This project will rehabilitate various park buildings, including the County's museums. The infrastructure (façade, HVAC, electrical, plumbing, etc.) in many Parks' buildings is outdated and will be modernized through project funds.	\$ -	\$ 0.14	\$ -	\$ 0.00		\$ 0.00	\$ 651,602.50	\$ 651,602.64	\$ 0.00	\$ 651,602.64	\$ 651,602.64
41861	Various County Park Buildings - Infrastructure Improvements	This project will allow for a variety of park improvements and infrastructure upgrades through Nassau County's Park System.	\$ -	\$ 14,617.57	\$ 318,192.15	\$ 0.00		\$ 0.00	\$ 0.00	\$ 281,967.46	\$ 0.00	\$ 281,967.46	\$ 281,967.46
41869	Various Park Improvements	The current Computer Aided Dispatch (CAD) system is proprietary and not supported by the vendor. Its functionality is limited and technical upgrades which will permit us to continue operations cannot be purchased. If we do not replace the current system forthwith, the 911 system will cease functioning and public safety will be threatened. Routine operations, such as NYSPIN plate checks, alarm interface, CAPER dispatch, and records management for archive as mandated by the District Attorney will not be supported. If the current system fails, it cannot be restarted and we will be without an automated 911/CAD system.	\$ -	\$ -	\$ -	\$ 0.00		\$ 0.00	\$ 2,000,000.00	\$ 2,250,000.00	\$ 0.00	\$ 2,250,000.00	\$ 2,000,000.00
50570	Police Department Computer Aided Dispatch System		\$ -	\$ 53,675.07	\$ -	\$ 0.00		\$ 0.00	\$ 2,946,324.93	\$ 3,400,000.00	\$ 0.00	\$ 3,400,000.00	\$ 3,000,000.00

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50590	Police Department Interoperable Radio System	This project is for the purchase of a new public safety two-way radio system. The two-way radio system is critical to the Police Department's ability to provide public safety services to the residents of Nassau County. The new system is to include the purchase of mobile data terminals. The present police radio system infrastructure is over 20 years old. Reception and transmission of radio messages especially on the North Shore of the County fails to consistently meet acceptable safety standards. The NCPD is currently in Phase II of its analysis with the consulting firm of Booz-Allen & Hamilton, Inc. Phase II consists of establishing a long-term strategic plan, system design, development and issuance of an RFP, support during the selection process, and system implementation and acceptance.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$50,000.00	\$500,000.00	\$0.00	\$500,000.00	\$50,000.00
50617	Police Department and other Agencies Bullet Proof Vests	This project is for the purchase of state of the art bullet resistant vest to supply Nassau County police personnel, AMTs and Nassau County Probation officers.	\$ -	\$ 876.00	\$ -	\$ -	\$0.00	\$0.00	\$999,124.00	\$1,000,000.00	\$0.00	\$1,000,000.00	\$1,000,000.00
50619	Police Department Ambulance Replacement	This project will initiate a four-year program of ambulance purchases to replace high-mileage, unreliable ambulances with high quality ambulances that are suitable for future chassis change-overs (replacing the truck chassis only rather than the entire ambulance at the end of the life cycle). This request is to complete the planned replacement of failing Police Department ambulances in order to incur recurring long-term savings through the use of chassis change-overs.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$300,000.00	\$300,000.00	\$0.00	\$300,000.00	\$300,000.00
50622	Police Department Specialty Vehicle Replacement	This project is for a replacement program for unreliable, high mileage Police Specialty Vehicles. Included are Emergency Service Rescue Trucks, fleet trucks, 4 wheel drive vehicles, buses, trailers, tow trucks, flat bed trucks, bucket trucks, cargo vans, specialty vans, surveillance vehicles, station wagons, and other related specialty vehicles. Failure to implement a reasonable life cycle replacement policy for these vehicles has caused the specialty vehicle fleet to become unreliable.	\$ -	\$ 16,182.94	\$ -	\$ -	\$0.00	\$0.00	\$75,158.53	\$91,341.47	\$0.00	\$91,341.47	\$91,341.47
50627	AED Replacement	This project will replace the Department's current automated external defibrillators which are over 10 years old. The new AEDs will also satisfy new EMS mandates which require child/pediatric capability.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$150,000.00	\$150,000.00	\$0.00	\$150,000.00	\$150,000.00
50686	Police Fleet Replacement	This project provides for the replacement of police fleet vehicles. Specifically this project is for replacing marked police department vehicles. The Correction Law requires that the Sheriff maintain a safe and secure facility to house inmates. Cell Block 'A' has deteriorated and has been closed to inmates for several years. The initial focus of this project will be to rehabilitate portions of Cell Block 'A' in order to allow it to house inmates. After that is completed, it will evaluate additional needs of the facility.	\$ -	\$ 4,957.94	\$ -	\$ -	\$0.00	\$0.00	\$995,042.06	\$1,000,000.00	\$0.00	\$1,000,000.00	\$1,000,000.00
51037	Jail Six Year Master Plan	This capital project is will replace two hazardous material emergency response vehicles and their necessary equipment. The new vehicles will be equipped with updated technology, allowing responders to have additional means at their disposal to improve the public's safety.	\$ -	\$ 0.06	\$ 27,000.00	\$ -	\$0.00	\$0.00	\$586,355.94	\$749,999.22	\$0.00	\$749,999.22	\$613,356.00
52028	Hazmat Vehicle Purchase	This project will provide safety equipment, including carbon monoxide detectors, to County first responders.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$700,000.00	\$700,000.00	\$0.00	\$700,000.00	\$700,000.00
53001	First Responder Personal Safety Equipment	This project will provide safety equipment, including carbon monoxide detectors, to County first responders.							\$500,000.00	\$500,000.00	\$0.00	\$500,000.00	\$500,000.00

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52031	Fire Comm Radio Project	The replacement of these units is necessary to allow us to continue to provide emergency communications to our first responders in the field and to protect the citizens of Nassau County. It is vital that this replacement begin immediately with the purchase of seven radios as several of these radios are over 25 years old and one can no longer be used as it no longer meets Federal Communications Commission specifications. With the purchase of four additional radios a year for the following three years all of the Firecom radio transmitters will be within the manufactures recommended life. When one of these radios fail, we must rely upon a unit which is located further from the area we must serve. This provides a degraded radio signal which means some message my not get through. Replacement of these units at this time is critical to continued safe operations.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$200,000.00	\$200,000.00	\$0.00	\$200,000.00	\$200,000.00	
60039	Wheatley Road Drainage Improvements, Old Westbury	This project is located in a large tributary area where runoff from County roads is inundating private property and homes. The extent of the investigation for this project will be from Whitney Lane to Cedar Swamp Road in Old Westbury and Brookville. The study phase of this project will attempt to determine the best solution for collecting runoff possibly with the creation of a recharge basin or by using techniques to redirect the flow of the runoff.	\$ -	\$ -	\$ 95,000.00	\$ -	\$0.00	\$0.00	\$405,000.00	\$1,998,365.31	\$112,644.95	\$1,885,720.36	\$500,000.00	
61101	Uniondale Avenue/Front Austin Blvd Road Improvement, Island Park	This project will fund various improvements to the area of Union Avenue	\$ 0	\$ 0	\$ -	\$ 0	\$0.00	\$0.00	\$0.00	\$1,263,158.45	\$1,263,158.45	\$0.00	\$0.00	
61103		This project will be to study road improvements to Austin Boulevard in Island Park in order to increase pedestrian and vehicular safety.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$171,049.56	\$171,049.56	\$0.00	\$171,049.56	\$171,049.56	
61587	Resurfacing Various County Roads	Resurfacing is undertaken to rehabilitate existing road pavements in order to provide for better and safer surfaces for the traveling public and to reduce maintenance costs. The program objective is to resurface each County roadway once during a 15-year cycle, depending upon traffic volumes and surface wear. To achieve this goal on the approximately 500 centerline miles or 2000 lane miles of County roadways, it is necessary to resurface over 125 lane miles each year, which this project is estimated to do. The County expects a reimbursement after the completion of the individual contracts will be available from a State program named CHIPS (Consolidated Highway Improvement Program).	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$0.00	\$23,500,000.00	\$37,157,633.00	\$7,644,848.70	\$29,512,784.30	\$23,500,000.00
6179A	West Shore Road, Mill Neck	West Shore Road extends along the west shore of Oyster Bay harbor for 2 miles from Oyster Bay to Bayville. The existing two-lane road was built 50 years ago. Portions of an adjacent wall are 40 years old and parts of the old wall have collapsed. It is a prime access route between Oyster Bay, Mill Neck, and Bayville.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$4,000,000.00	\$7,432,708.00	\$0.00	\$7,432,708.00	\$4,000,000.00	
62017	Traffic Signal Construction & Modification	This project is for the discrete rehabilitation or reconstruction of sections of this roadway and sea wall. Several alternatives for this improvement have met with community opposition, however at this time, consensus has been developed with the elected officials on a conceptual plan to move this project forward.	\$ -	\$ 2,255.05	\$ 350,000.00	\$ -	\$0.00	\$3,028,000.00	\$729,886.88	\$4,175,000.00	\$0.00	\$4,175,000.00	\$4,110,141.93	

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62153	Federal Aid Durable Marking Program	Under previous capital projects (62150 and 62152) Nassau County was able to secure Federal funds to pay 80% of construction costs associated with refurbishing of pavement markings. This project is for the installation of new thermoplastic pavement markings at intersections throughout Nassau County. These markings are installed in compliance with State codes to improve safety and increase the efficiency of these intersections.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$918,615.00	\$2,900,000.00	\$0.00	\$2,900,000.00	\$918,615.00
62175	Variable Message Signs Phase I	This will allow the County to design and install variable message signs on busy County owned roads. These messages will be linked to the Traffic Management Center, and enable the release of real time information to motorists, resulting in a safer and more efficient road network.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$297,000.00	\$297,000.00	\$0.00	\$297,000.00	\$297,000.00
62181	Traffic Signal Communications Phase II	This project will allow for the expansion of the fiber optic communications network to link traffic signals to the Traffic Management Center. This will allow the County to monitor traffic signal activity and respond to outages or other interruptions quickly and efficiently. It will also enable the Department to modify traffic signal timings remotely.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$277,000.00	\$277,000.00	\$0.00	\$277,000.00	\$277,000.00
62194	Traffic Management Center Upgrades	The Traffic Management Center is responsible for coordinating all of the networked County traffic signals. This project will pay for much needed upgrades to the facility, including the installation of a backup generator, HVAC improvements, expansion of the facility, and a storage area for field equipment.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$100,000.00	\$100,000.00	\$0.00	\$100,000.00	\$100,000.00
62206	Hewlett Traffic Triangle	This project will convert the traffic triangle at Peninsula Boulevard and Gibson in Hewlett into a traffic circle.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$33,813.78	\$421,186.22	\$500,000.00	\$0.00	\$500,000.00	\$455,000.00
62321	LED Traffic Signal Installation Phase I	This project will replace existing traffic signal light bulbs with new energy efficient LED (Liquid Energy Diode) red, yellow and green displays. Replacing conventional light bulbs with LED displays will significantly reduce the amount of energy used per traffic signal thus lowering the monthly Long Island Power Authority bills. In addition to energy cost savings, LED displays are designed to last longer than a conventional light bulb, thus reducing maintenance costs too. These LED upgrades will be performed on various roadways in Nassau County.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$164,000.00	\$164,000.00	\$0.00	\$164,000.00	\$164,000.00
62322	LED Traffic Signal Installation Phase II	This project will replace existing traffic signal light bulbs with new energy efficient LED (Liquid Energy Diode) red, yellow, and green displays. Replacing conventional light bulbs with LED displays will significantly reduce the amount of energy used per traffic signal thus lowering the monthly Long Island Power Authority bills. In addition to energy cost savings, LED displays are designed to last longer than a conventional light bulb, thus reducing maintenance costs too. These LED upgrades will be performed on various roadways in Nassau County.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$1,000,000.00	\$1,000,000.00	\$0.00	\$1,000,000.00	\$1,000,000.00
62500	Traffic Studies	This project will allow the Department of Public Works to fund small studies for potential Traffic projects prior to creating a capital project for them. It will enable the Department to get a better idea of the potential cost and scope of projects before they are brought before the legislature.	\$ -	\$ 1,217.26	\$ -	\$ -	\$0.00	\$341,244.27	\$357,538.47	\$1,000,000.00	\$0.00	\$1,000,000.00	\$700,000.00
63400	Civil Site Studies	This project will allow the Department of Public Works to fund small studies for potential Civil Engineering projects prior to creating a capital project for them. It will enable the Department to get a better idea of the potential cost and scope of projects before they are brought before the legislature.	\$ -	\$ -	\$ -	\$ -	\$0.00	\$0.00	\$500,000.00	\$1,000,000.00	\$0.00	\$1,000,000.00	\$500,000.00

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66017	Countywide Fencing Improvements	This project will allow the County to repair, replace, and refurbish fencing at properties countywide.	\$ -	\$ -	\$ -	\$ 0.00		\$ 0.00	\$ 500,000.00	\$ 500,000.00	\$ 0.00	\$ 500,000.00	\$ 500,000.00
70050	NCC Master Plan Phase II Construction	This project will allow for the two buildings currently under construction to be completed as follows: installation of telecommunications system (telephones, surveillance & data networking); completion of the dining facility; the furnishings of signage & graphics for rooms and buildings; lighting protection systems; and educational monitors & equipment. Any remaining funds may be used to address additional rehabilitation work required.	\$ -	\$ -	\$ -	\$ 579,705.36		\$ 0.00	\$ 0.00	\$ 5,175,000.00	\$ 4,636,074.00	\$ 538,926.00	\$ 40,779.36
70060	NCC Energy Initiative	This project will fund a greening of the Nassau Community College Campus, in order to achieve operational savings through increased energy efficiency.	\$ -	\$ -	\$ -	\$ 443,541.78		\$ 0.00	\$ 200,000.00	\$ 643,541.78	\$ 0.00	\$ 643,541.78	\$ 643,541.78
70080	NCC Security System Expansion	This project will extend the existing security system to the Physical Education Complex and adjacent exterior parking areas. A previous capital project created a central monitoring station in the College Center building and placed cameras and door contacts throughout the CCB and Building G. The system was recently extended to the Library and the Physical Plant. The Physical Education Complex is the largest building on campus and has many remote locations. The facility is used extensively by outside entities for sporting events and gatherings. The gymnasium is the site for the Nassau County Legislature induction, the site for Nassau County Dept. of Health to inoculate first responders in the case of a biological emergency and is also designated as a shelter for Nassau County residents during and after a hurricane. The building has experienced significant vandalism. The installation of a complete security system would assure the operation of this facility during an emergency.	\$ -	\$ 516,552.75	\$ -	\$ 213,407.74		\$ 0.00	\$ 0.00	\$ 467,799.86	\$ 67,799.86	\$ 400,000.00	\$ 400,000.00
70084	NCC Health & Safety	These projects will protect the health and safety of students, faculty and staff. The work consists of the replacement and upgrade of building systems and will not require a separate design effort.	\$ 291,312.80	\$ -	\$ -	\$ 229,819.61		\$ 0.00	\$ 0.00	\$ 921,158.86	\$ 0.00	\$ 921,158.86	\$ 419,007.00
70088	NCC Renovation of Cluster C	This project will fund design work for the renovation of Cluster C at Nassau Community College. Once the Chemistry Department moves to the soon to be completed Life Science Building, this project will examine needed infrastructure improvements to the building, as it has not been renovated since its original construction in the 1970's.	\$ -	\$ 12,220.00	\$ -	\$ 49,373.48		\$ 0.00	\$ 0.00	\$ 659,000.00	\$ 0.00	\$ 659,000.00	\$ 50,177.48
70092	NCC Road and Parking Paving	This project will provide for roadway improvements and re-paving requirements at the College. Included are re-paving and roadway improvements to Library Rd. & adjacent spur streets, Hazelhurst Ave., Selfridge Ave, Avenue M, Avenue N, 6th Street, 9th Street, Nassau-V Parking Lot (Witt St & Courtney St.), Bookstore Parking Lot, Education Drive, Bradley Hall Parking Lot and Approach, Blenn Boulevard. There may also be construction of a Network Road to connect the South Parking Field and the North Parking Fields.	\$ -	\$ -	\$ -	\$ 1,062,530.76		\$ 0.00	\$ 0.00	\$ 1,152,073.70	\$ 0.00	\$ 1,152,073.70	\$ 500,000.00
70093	NCC Window Replacement	The western portion of Nassau Community College campus consists of many low brick buildings which were transferred to the County/College by the Navy more than 40 years ago. These buildings were converted to College use but most have not been renovated. The windows on these buildings are original condition and are single glazed casement or double hung frames. This project will replace these windows.	\$ 108,834.00	\$ 483,727.35	\$ -	\$ 519,310.94		\$ 0.00	\$ 0.00	\$ 499,999.07	\$ 0.00	\$ 499,999.07	\$ 499,999.07

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70094	NCC Performing Arts Center	The purpose of this project is to study the feasibility of creating a new facility to house the Theater, Communications, Music and Dance Departments for Nassau Community College.	\$ -	\$ -	\$ -	\$243,841.58		\$0.00	\$0.00	\$2,289,294.03	\$0.00	\$2,289,294.03	\$243,841.58
70095	NCC Library Renovation (Design)	This project will fund a study and potential design for the renovation of the Nassau Community College Library in order to meet the growing enrollment at the campus.	\$ -	\$ -	\$ -	\$764,511.86		\$0.00	\$0.00	\$496,865.82	\$0.00	\$496,865.82	\$496,865.82
70096	NCC Infrastructure and Master Plan	This project will be for an evaluation and assessment of the entire infrastructure of the Nassau Community College campus, as well as an update of the Campus Master Plan, last completed in 2002. In order to qualify for State funding, the State University of New York requires the community colleges have their Master Plan updated every 10 years; NCC's plan was completed in 2002. Additionally, the College needs a complete infrastructure assessment to be done to assist with future capital planning and prioritizing of planned projects.	\$ -	\$ -	\$ -	\$550,000.00		\$0.00	\$0.00	\$50,000.00	\$0.00	\$50,000.00	\$50,000.00
70098	NCC Information Technology Infrastructure	Currently NCC's technology infrastructure is aged and past its useful life. This project will provide a phased approach to replace critical components of the network that are no longer supported and may fail.	\$ 472,300.00	\$ 72,931.00	\$ -	\$826,665.00		\$0.00	\$0.00	\$600,000.00	\$0.00	\$600,000.00	\$300,000.00
70099	NCC Physical Plant Vehicles	This project will replace vehicles used to conduct maintenance and repair by the College's physical plant that have exceeded their useful life.		0	0	0	\$125,000.00	\$0.00	\$0.00	\$125,000.00	\$0.00	\$125,000.00	\$125,000.00
70104	NCC Infrastructure Repair	This project will provide improvements to the infrastructure of Nassau Community College.							\$500,000.00	\$750,000.00	\$0.00	\$750,000.00	\$500,000.00
72490	Fire Service Academy, Various Improvements	This project is for continued improvements at the Fire Service Academy. Identified improvements are contemplated for Burn Buildings Z, L and K.	\$ -	\$ -	\$ 10,457.96	\$0.00		\$196,798.00	\$292,744.04	\$966,758.00	\$0.00	\$966,758.00	\$500,000.00
72491	Fire Service Academy, Admin Building	Construction and addition to the Administration Building will allow programs for mandated training and support to meet current day needs (i.e. NFPA OSHA and Homeland Security). Mandated training and increase in programs relevant to NFPA standards and Homeland Security needs have increased the number of students as well as the total number of educational courses required. Expansion of services require additional space for classrooms, offices, locker rooms, seminar auditoriums, first aid station, student file storage, lavatories (public and staff) as well as support.	\$ -	\$ -	\$ -	\$0.00		\$0.00	\$100,000.00	\$300,000.00	\$35,000.00	\$265,000.00	\$100,000.00
81011	Hazardous Waste Response Fund Phase II	This project allows the County to quickly respond to hazardous waste conditions on County-owned property whether it is a recently discovered historical problem or a new situation. This project will be utilized on an emergency basis to address potential hazardous material exposure of the public or spread of contamination from County activities or County facilities.	\$ -	\$ 7,500,000.00	\$ -	\$0.00		\$0.00	\$6,500,000.00	\$20,451,584.00	\$6,414,729.00	\$14,036,855.00	\$14,000,000.00
81060	County Storage Tank Replacement Program	This ongoing program is a replacement of a former program financed by the Board of Supervisors Ordinance 466-1987. The scope of this program includes tank replacements required due to age of tank or failure of periodic tightness testing as required by Federal, State and County regulations. Funding must also be provided for remedial investigations and actions, which are mandated at locations where leaking storage tanks are discovered.	\$ -	\$ 92,968.47	\$ 77,000.00	\$0.00		\$0.00	\$830,031.53	\$1,000,000.00	\$0.00	\$1,000,000.00	\$1,000,000.00
90400	Various County Facilities General Construction	This project provides the County the capability to respond to minor/and or emergency general construction work at various facilities.	\$ -	\$ 73,928.79	\$ 263,465.46	\$0.00		\$133,312.30	\$1,529,293.45	\$17,200,000.00	\$11,873,500.00	\$5,326,500.00	\$2,000,000.00
90401	Various County Facilities Electrical Construction	This project provides the County the ability to respond to electrical deficiencies/emergencies beyond the capabilities of the facilities management department.	\$ -	\$ 142,572.75	\$ 8,279.46	\$0.00		\$0.00	\$349,147.79	\$750,000.00	\$0.00	\$750,000.00	\$500,000.00

Project Number	Project Title	Description					NIFA Approval		County Approval	Authorized but			Nassau County
			Advances	PO/Pending PO	Pre-NIFA	Not Required	Pending	NIFA Approved	Pending	Authorized	Issued	Unissued	Borrowing Request
90402	Various County Facilities - HVAC Construction	This project provides the County the capability to respond to minor/and or emergency HVAC work at various facilities.	\$ -	\$ 529,547.25	\$ 8,897.57	\$ 0.00	\$ 0.00	\$ 0.00	\$ 850,000.00	\$ 0.00	\$ 850,000.00	\$ 500,000.00	
90403	Various County Facilities - Plumbing Construction	This project provides the County the capability to respond to minor/and or emergency plumbing work at various county facilities.	\$ -	\$ -	\$ -	\$ 0.00	\$ 190,000.00	\$ 60,000.00	\$ 250,000.00	\$ 0.00	\$ 250,000.00	\$ 250,000.00	
90406	Various County Facilities - Design	This project will allow the county to perform preliminary study and design work for various county buildings and facilities.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 500,000.00	\$ 500,000.00	\$ 0.00	\$ 500,000.00	\$ 500,000.00	
90625	Various Asbestos & Lead Abatement	This project funds the repair, encapsulation and removal of asbestos containing materials (ACM) and lead containing materials (LCM) from various County buildings. These materials, when disturbed or having been deteriorated over time, could pose a health hazard to County employees and the general public. Further, Federal and State laws require corrective actions when these materials are found in a deteriorated condition. This project provides the funding for immediate actions, which may include an assessment of buildings to determine the extent of contamination, the development of a response plan, the preparation of abatement design plans and specifications, and the abatement of the hazardous material.	\$ -	\$ 92,883.84	\$ 90,981.17	\$ 0.00	\$ 368,065.51	\$ 0.00	\$ 527,428.00	\$ 0.00	\$ 527,428.00	\$ 527,428.00	
90632	Family & Matrimonial Court	This project will gut and renovate 101 County Seat Drive in order to house Family & Matrimonial Courts.	\$ -	\$ -	\$ -	\$ 0.00	\$ 25,000,000.00	\$ 0.00	\$ 75,847,909.75	\$ 3,847,909.75	\$ 72,000,000.00	\$ 2,000,000.00	
90634	Nassau Coliseum Emergency Repairs	This project is needed to provide emergency repairs at Nassau Veteran's Memorial Coliseum that affect both the safety and operability of this County owned facility. These repairs are necessary to ensure that the County continues to receive its contractual revenue from the facility. Additional work will be performed to ensure ADA compliance of the facility.	\$ -	\$ 4,770.00	\$ 369,893.62	\$ 0.00	\$ 75,000.00	\$ 300,336.38	\$ 1,000,000.00	\$ 0.00	\$ 1,000,000.00	\$ 750,000.00	
90981	Americans/Disabilities Act - Phase II (Construction)	In continuation of the Title II American with Disabilities Act (ADA) compliance program, this project continues to upgrade Nassau County's public buildings for the physically challenged over the next four years.	\$ -	\$ 1,714,879.04	\$ -	\$ 0.00	\$ 0.00	\$ 0.00	\$ 3,107,426.48	\$ 0.00	\$ 3,107,426.48	\$ 500,000.00	
91078	Westbury/New Cassel Shared Multi Use Path Access to Eisenhower Park and Active Transport	This project will look to connect existing bicycle pathways to larger transportation infrastructure.						\$ 250,000.00	\$ 2,000,000.00	\$ 0.00	\$ 2,000,000.00	\$ 250,000.00	
91083	NICE - Grant Match	NICE operates and maintains a fleet of 298 fixed route buses, 93 paratransit buses, four facilities and has over 32 million riders. This project will provide the ten percent match required for the Federal and State funding the County receives to maintain operating efficiency, capacity, and continued use of clean fuel on the fixed route fleet. It provides for upgrades of existing NICE facilities, creation of new facilities, as well as replacing buses that are beyond their useful life.	\$ 730,000.00	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 0.00	\$ 1,222,100.00	\$ 730,000.00	\$ 492,100.00	\$ 146,000.00	
91084	NICE - Grant Match	NICE operates and maintains a fleet of 298 fixed route buses, 93 paratransit buses, four facilities and has over 32 million riders. This project will provide the ten percent match required for the Federal and State funding the County receives to maintain operating efficiency, capacity, and continued use of clean fuel on the fixed route fleet. It provides for upgrades of existing NICE facilities, creation of new facilities, as well as replacing buses that are beyond their useful life.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 650,000.00	\$ 650,000.00	\$ 0.00	\$ 650,000.00	\$ 650,000.00	

Project Number	Project Title	Description	Advances	PO/Pending PO	Pre-NIFA	Not Required	NIFA Approval		County Approval Pending	Authorized		Authorized but	Nassau County
							Pending	NIFA Approved		Issued	Unissued	Borrowing Request	
97008	DPW Management Information System	This project supports the acquisition and upgrade of the County's Department of Public Works integrated financial management and accounting system. Additionally, equipment to enhance the office operation with regard to financial planning and project management will be procured from this project.	\$ -	\$ 7,923.09	\$ -	\$ 0.00	\$ 0.00	\$ 0.00	\$ 192,076.91	\$ 200,000.00	\$ 0.00	\$ 200,000.00	\$ 200,000.00
97103	eGovernment	Online government services offer one of the few means for the County to enhance services to constituents while simultaneously reducing cost. The purpose of this project is to convert the agency sites into the new website in order to provide a harmonious look to users while also allowing each department the ability to maintain and update their own content. Once the remainder of the agencies are integrated, Nassau's site will rank as the top county portal in New York, and among the best in the nation. This funding will also support the development of more applications to be made available online. According to the 3,300 constituents surveyed, they want to have the ability to submit a HUD application, apply for subdivision permits, apply/pay for handicapped parking permits, purchase GIS premium services, and search and download public records.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 500,000.00	\$ 599,981.19	\$ 99,981.19	\$ 500,000.00	\$ 500,000.00	
97113	Departmental Technology Equipment Replacement	The funding will provide identified equipment which will assist these agencies in meeting their business needs and improving the efficiencies of government. As a result of this project, outdated and aging equipment are scheduled to be replaced as well as the purchase of new equipment, including hand held and mobile computing devices.	\$ -	\$ 193,278.61	\$ -	\$ 0.00	\$ 0.00	\$ 306,721.39	\$ 500,000.00	\$ 0.00	\$ 500,000.00	\$ 500,000.00	
97117	CAMDR	The CAMDR (Computerized Asset, Maintenance, DPW and Real Estate) project will provide a technology solution that addresses all aspects of facilities and infrastructure management. Included services will be work management, equipment maintenance, inventory control, real estate and space management, and utility billing and tracking. The integrated system enables County agencies to make strategic decisions regarding asset life-cycle costs, construction and renovation management, and budget management. Benefiting agencies include DPW, Real Estate, IT, Parks, and facilities management functions County-wide.	\$ -	\$ 7,900.00	\$ -	\$ 0.00	\$ 0.00	\$ 242,100.00	\$ 250,000.00	\$ 0.00	\$ 250,000.00	\$ 250,000.00	
97119	Network Infrastructure	This capital request is to provide additional funding to implement a new network plan for County buildings and facilities. This plan includes the upgrade and installation of equipment. Several facilities on the County network have equipment that is approximately 10 years old and is no longer supported by the manufacturer/vendor. In addition, to developing an overall network plan, over 25 Parks locations were added to the County network.	\$ -	\$ 123,981.92	\$ -	\$ 0.00	\$ 0.00	\$ 376,018.08	\$ 750,000.00	\$ 0.00	\$ 750,000.00	\$ 500,000.00	
97136	HHS Technology Development and Efficiency Program	This project will fund necessary hardware and software technology upgrades at the Department of Health and Human Services.	\$ -	\$ 7,900.00	\$ -	\$ 0.00	\$ 0.00	\$ 392,100.00	\$ 501,753.85	\$ 0.00	\$ 501,753.85	\$ 400,000.00	
97532	Systematic Review County Assessment System	This project will allow the County to perform a systematic review of the County's assessment system.	\$ -	\$ -	\$ -	\$ 0.00	\$ 0.00	\$ 1,500,000.00	\$ 2,000,000.00	\$ 0.00	\$ 2,000,000.00	\$ 1,500,000.00	
98060	Road Maintenance Equipment Replacement	This project is needed to replace equipment that is beyond its useful life of service. The equipment being replaced has met the replacement guidelines set by the department. This equipment includes light and heavy duty trucks, sweepers, payloaders, grass tractors, basin cleaning equipment, trailers and various road maintenance equipment.	\$ -	\$ 124,533.34	\$ -	\$ 0.00	\$ 0.00	\$ 1,225,466.66	\$ 1,600,000.00	\$ 0.00	\$ 1,600,000.00	\$ 1,350,000.00	

Project Number	Project Title	Description	Advances	PO/Pending PO	Pre-NIFA	Not Required	NIFA Approval		County Approval Pending	Authorized	Issued	Authorized but Unissued	Nassau County Borrowing Request
							Pending	NIFA Approved					
98092	Snow Removal Truck Replacement	This project will replace old, unserviceable, costly pieces of snow equipment. The accepted industry standard for snow vehicle replacement is 10-12 years. 54% of our fleet is over 12 years old. The average annual repair cost per 12 year old vehicle is \$4,000 per year, while a new vehicle costs only \$500 or less per year to maintain. This project is for the purchase of approximately 16 snow vehicles. The majority of these vehicles will be dump trucks used for plowing and sanding Nassau County roads. We will also purchase some specialized equipment (payloaders, sweepers, etc.). Each dump truck will cost approximately \$100,000.	\$ -	\$ -	\$ -	\$0.00		\$0.00	\$1,000,000.00	\$1,000,000.00	\$0.00	\$1,000,000.00	\$1,000,000.00
98105	Fleet Management Life Cycle Vehicle Replacement	This project is for the county-wide replacement of vehicles, such as light trucks, pickup trucks, SUV, Cargo Van and Suburban type vehicles.	\$ -	\$ 17,595.67	\$ -	\$0.00		\$0.00	\$2,982,404.33	\$3,000,000.00	\$0.00	\$3,000,000.00	\$3,000,000.00
98130	Countywide Radio System	This project is for improvements to the Countywide Radio System. This system is used by various County agencies, as well as local fire departments and other first responders.	\$ 58,959.82	\$ 5,250.14	\$ -	\$0.00		\$11,810,246.81	\$0.00	\$12,245,000.00	\$0.00	\$12,245,000.00	\$5,000,000.00
98342	Field Data Inspection Modernization	This project will provide workers in the field with the ability to update information about specific tasks and work orders, including GPS location, time required, materials used, status, and time completed. This will enable the Department of Public Works to better keep track of outstanding work orders, as well as potentially recurring problem locations.	\$ -	\$ -	\$ -	\$0.00		\$0.00	\$100,000.00	\$295,000.00	\$0.00	\$295,000.00	\$100,000.00
99206	Various County Projects	This project is for the purchase of equipment or planning, design, and construction activities within each legislative district.	\$ -	\$ -	\$ -	\$4,997,770.79		\$0.00	\$0.00	\$23,423,264.82	\$0.00	\$23,423,264.82	\$2,000,000.00
Total													\$115,502,761.39

Attachment B
Superstorm Sandy Assessment Relief Act

Overview

On October 22, 2013, Governor Cuomo signed the Superstorm Sandy Assessment Relief Act, enacted as Chapter 424 of the Laws of 2013, to provide assessment relief to individuals residing in eligible counties, including Nassau County, whose property was damaged as result of Superstorm Sandy. Pursuant to this Act, serial bonds, and in advance of such, bond anticipation notes, are authorized pursuant to subdivision 33-b of paragraph a of section 11.00 of the local finance law.

On November 25, 2013 the Nassau County Legislature adopted Local Law No. 6-2013 (the Superstorm Sandy Assessment Relief Act). The Legislature recognized that Superstorm Sandy caused catastrophic damage to homes and businesses within Nassau County, and that some real property owners whose homes and businesses were destroyed or damaged by Superstorm Sandy were responsible for taxes on buildings that are uninhabitable and businesses that are unusable. This legislation seeks to provide some relief to these property owners by refunding a portion of their 2012/2013 and 2013/2014 real property taxes.

Procedure

All real property owners whose real property suffered damage because of Superstorm Sandy had to submit an application with the Nassau County Department of Assessment by January 21, 2014. The assessment relief that each real property owner will receive will depend on the Federal Emergency Management Agency's ("FEMA") determination of the damage that occurred at each property. FEMA's damage determination is then divided by the fair market value that the Department of Assessment assigned to the building that sits on the real property. The quotient that is arrived at after dividing FEMA's damage determination into the building's fair market value determines the bracket that the property falls under (i.e. the percent reduction in the building's assessed value).

Impact on Funding

The County is responsible for the total relief due to the County guaranty. However, the County anticipates the receipt of Federal Community Development Block Grant funding in relation to loss of property tax revenue.

The total refunds are currently estimated as follows:

2012/13 Refunds	2013/14 School Reimbursements	2013/14 Refunds	Total
\$18,249,741	\$12,297,233	\$5,343,026	\$35,890,000

Attachment C – Termination Pay

A capital expenditure was approved by the Nassau County Legislature for financing the costs of termination payments made to employees of the Nassau County Police Department upon separation from employment from the County in the amount of \$30,600,000. This includes total separation payments in the amount of \$30,000,000 plus two percent for costs of issuance for the making of said payments. NIFA previously approved only \$6,500,000 of this financing request as part of the County's 2013 Series C Bonds.

In addition, to the remaining \$23,500,000 (plus costs of issuance), the County is currently requesting \$5,000,000 of financing for CSEA employee separation payments resulting from the 2014 Voluntary Separation Incentive Program ("VSIP"). This new bond ordinance has also been approved by the Nassau County Legislature and brings the complete County request to \$28,500,000 (plus costs of issuance).

Attachment D
Non-tax Judgments and Settlements

Piazza v. County of Nassau, Index No. 0241/12

Bond Ordinance # 2-2014 (\$529,289.76 = judgment amt. \$518,911.53 + 2% COI of \$10,378.23);
Passed by Nassau County Legislature on January 27, 2014.

Plaintiff Robert Piazza was terminated from his position as Assistant Executive Director of Traffic and Parking Violations Agency (“TPVA”) on June 25, 2010. He filed grievance regarding the termination pursuant to section 10 of the collective bargaining agreement. In March 2011 arbitrator Martin Scheinman ordered that the County reinstate Mr. Piazza, provided such position is at the same grade and step as when he was terminated, and provide payment for back pay from the date of his termination to the date of his re-instatement. Plaintiff filed a petition under N.Y. Civil Practice Law and Rules Article 75 to enforce the arbitrator’s award alleging that the County was not acting quickly to reinstate Mr. Piazza and also to award his back pay. A judgment was entered directing the County to re-instate Mr. Piazza by January 31, 2014 and to also award his back wages.

Celina Breton, Alma Duran, Betty Martinez-Narvaez and Ana Miranda v. County of Nassau, Nassau County Department of Health, Susan McKenna, Andrea Gatewood Shelly Schechter, in their individual and official capacities, Index No. 12-CV-1105

Bond Ordinance # 1-2014 (\$403,920 = settlement amt. \$396,000 + 2% COI of \$7,920)
Settlement Resolution # 1-2014; Passed by Nassau County Legislature on January 27, 2014

Plaintiffs Breton, Duran, Martinez-Narvaez and Miranda, former community service assistants (CSA) employed by Nassau County Department of Health (DOH), filed a federal civil rights action claiming the County violated Sections 1981 and 1982 of Title VII of the Civil Rights Act of 1964 and the New York Executive Law by discriminating against them based on their race, color and national origin. They also alleged they were subject to harassment, a hostile work environment and retaliation for filing a complaint. Plaintiff Miranda also set forth claim under the Americans with Disabilities Act for disability discrimination and religious discrimination. The County and plaintiffs’ attorney reached a settlement prior to trial for \$396,000 allocated among the four claimants.

Cablevision v. Board of Assessors, et al., Index No. 403186/02 and Bethpage Union Free School District v. Nassau County, Index Nos. 00486/05 and 11483/07

Bond Ordinance # 09-2014 (\$291,527.96 = judgment amt. \$285,811.73 + 2% COI of \$5,716.23); Passed by Nassau County Legislature on February 24, 2014

Cablevision filed N.Y. Real Property Tax Law Article 7 petitions challenging assessments for tax years 1998/99-2007/08. During the tax years under review Cablevision had a PILOT agreement with the Nassau County IDA which allowed Cablevision to challenge the assessed value of the property. In 2007 Cablevision reached an agreement with the Assessment Review Commission (ARC) to reduce the amount of PILOT payments for tax years 1998/99-2007/08. As per the stipulated agreement with ARC, Cablevision would receive credits totaling \$7.6 million that would be applied against future PILOT payments in tax years 2007/08-2016/17.

In the Matter of Bethpage Union Free School District v. Nassau County, the School District challenged the stipulated agreement with Cablevision whereby the County provided credits reducing Cablevision's PILOT payments for tax years 2007/08-2016/17 on the basis that the County Administrative Code guarantees the school district for any shortfall as a result of a tax refund or county charge.

At the same time the school district raised its objection to the ARC stipulation with Cablevision, a similar litigation also brought by the Bethpage Union Free School District in In the Matter of Steel Los III/Goya which was under appeal and awaiting a decision from the Court of Appeals. It was stipulated that the parties would abide by the outcome of the Court of Appeals decision in Steel Los III/Goya case and that Court of Appeals decision would be applied to the Bethpage Union Free School District and Cablevision lawsuit.

In 2008 the Court of Appeals in Steel Los III/Goya ordered that the Bethpage School District receive the credits of the PILOT payments for tax years 1996/97-2002/03 and the County must provide the School District with its proportionate share of the PILOT payment regardless of the credit. The amount of this bond represents the credit given to Cablevision for second half 2012/13 school PILOT. The County is required to pay pursuant to court order.

Marguerite Babor, Doreen Blackwell, et al. vs. Nassau County Civil Service Commission and the County of Nassau, Index No. 6420/92

Bond Ordinance # 26-2014 (\$494,803.02 = settlement amt. \$485,101.00 + 2% COI of \$9,702.02); Settlement Resolution # 30-2014; Passed by Nassau County Legislature on March 24, 2014.

The six plaintiffs in this case were former employees of the Nassau County Department of Health. They alleged that the defendants improperly terminated them during the 1992 layoffs. This case was stayed pending the various appeals of the parties in companion cases. This case was to be returned to the active court calendar in 2014. The remaining issue to be litigated in this particular matter was whether or not plaintiffs were entitled to pre-decision interest. The Appellate Division ruled in favor of the County in that no pre-decision interest on an award of liability was necessary. Based on rulings in Torre v. County of Nassau, 86 NY2d 421 (1995), which defined the parameters of all other cases challenging the 1992 layoffs and other appellate decisions, the County and plaintiffs reached a settlement regarding the amount of back pay owed as well as post-judgment interest on their award of liability damages. This office was able to settle the six plaintiff claims for a total amount of \$485,101.

Renaire Frierson v. Nassau County, Nassau County Commission on Human Rights Commissioners of Nassau County Commission on Human Rights, Thomas R. Suozzi and others employed by the County of Nassau, in their individual and official capacities, Index No. 09-CV-1263 (SJF) (ARL)

Bond Ordinance # 27-2014 (\$895,050 = settlement amt. \$877,500 + 2% COI of \$17,550) Settlement Resolution # 31-2014; Passed by Nassau County Legislature on March 24, 2014

In 2009 plaintiff filed a federal lawsuit alleging that defendants violated her civil rights pursuant to the U.S. Constitution, Sections 1981, 1983, 1985 and 1986 of Title VII of the Civil Rights Act of 1964 and the New York State Executive Law; she also alleged intentional infliction of emotional distress. The plaintiff, who was fired at two separate times, once in 2003 and again in 2008, alleged that these firings were improper and motivated by racial and gender discrimination. The County alleged that the firings were based on poor work performance, improper management at the Commission on Human Rights and

irregularities in her work schedule. After protracted and lengthy discovery, the County and plaintiff reached a settlement. Said settlement covers back pay and loss of certain entitlements.

Pelligrini v. Peter Sylver and County of Nassau, Index No. 03-CV-6337 (RRM)

Bond Ordinance # 39-2014 (\$1,606,500 = settlement amt. \$1,575,000 + 2% COI of \$31,500) Settlement Resolution # 50-2014; Passed by Nassau County Legislature on April 28, 2014

In 2003 plaintiff filed a Section 1983 lawsuit claiming she was wrongfully terminated for “whistleblowing” and that her termination was in retaliation for bringing to light improprieties of certain County officials. The pleadings also alleged her termination was based on age and race of the plaintiff and was also improper under New York State Civil Service Law. Federal Magistrate Boyle dismissed her age and race discrimination claims under the Civil Service Law. The only cause of action for trial was a factual determination as to whether or not plaintiff’s First Amendment rights were violated by defendants Peter Sylver and the County of Nassau. After protracted litigation, the County and plaintiff reached a settlement. Said settlement addresses all claims for back pay, loss of entitlements, emotional and physical distress, as well as other claims.

CSEA v. County of Nassau, Index No. 006123/06

Bond Ordinance # 69-2014 (\$2,668,971.87 = settlement amt. \$2,616,639.09 + 2% COI of \$52,332.78) Settlement Resolution # 97-2014; Passed by Nassau County Legislature on June 16, 2014

This action, commenced April 11, 2006, is a claim for breach of contract brought by Civil Service Employees Association, Inc. A.F.S.C.M.E., Local 1000, A.F.L.-C.I.O., by Local 830 (“CSEA”) and individual members of CSEA employed by defendant Nassau County. Plaintiffs alleged that the County breached the collective bargaining agreement in place between the CSEA and the County during the period of January 1, 1998 to December 31, 2002, and the successor agreement in place for the period January 1, 2003 to December 31, 2007.

Judge F. Dana Winslow granted class action status on October 17, 2007, and awarded plaintiffs’ motion for summary judgment on July 29, 2009 by Short Form Order, which was modified by the Appellate Division, Second Department on June 28, 2011. Subsequently, Judge Winslow ordered the County to provide salary information for all plaintiffs in order to calculate the amounts owed, plus interest. The damages to plaintiffs pursuant to the calculations, including interest as of December 31, 2013, totaled \$1,901,772.72 plus costs. In addition Judge Winslow granted plaintiffs’ application for attorney’s fees pursuant to CPLR Section 909. Pursuant to court order the total amount due is \$2,616,639.09 which includes principal, attorneys’ fees, and interest on principal award costs.

John Sullivan v. Nassau County, et al., Index No. 112233/2010

Bond Ordinance # 70-2014 (\$153,000 = settlement amt. \$150,000 + 2% COI of \$3,000); Settlement Resolution # 98-2014; Passed by Nassau County Legislature on June 16, 2014

In 2010 Plaintiff John Sullivan sued Nassau County Police Department, Nassau County and Police Officer William E. Kaul for personal injuries he sustained when Nassau County Police Officer Kaul’s vehicle struck Plaintiff’s vehicle. The complaint alleges that the Officer was negligently operating a County vehicle in the course of his employment which caused his injuries. Plaintiff also sued for punitive damages on the basis that the Officer’s conduct was not proper because he did not appropriately

handle the reporting of the accident and allegedly left the scene of the accident.

Doerbecker v. Nassau County, et al., Index No. 12-CV-2204 (LDW) (ARL)

Bond Ordinance # 71-2014 (\$1,020,000 = settlement amt. \$1,000,000 + 2% COI of \$20,000);
Settlement Resolution # 99-2014; Passed by Nassau County Legislature on June 16, 2014

Plaintiffs Albert and Marie Doerbecker and the Estate of Kurt Doerbecker (deceased) commenced an action against Nassau County pursuant to 42 §U.S.C. 1983 claiming wrongful death of Kurt Doerbecker, assault and battery, excessive force, false arrest of Albert Doerbecker, and an illegal search and seizure. Plaintiffs allege that Nassau County Police wrongfully sought to arrest Kurt Doerbecker and caused his death. Plaintiffs also claim that Nassau County Police allegedly wrongfully arrested and assaulted Mr. Albert Doerbecker. These claims arose on August 2011. These federal claims before Judge Leonard D. Wexler were settled prior to trial subject to approval by the Nassau County Legislature.

Iyanna Davis v. County of Nassau; Nassau County Police Officer "John" Smith, Nassau County Police Officer John Does #1-5, Nassau County Assistant District Attorneys John Does #1-5, Nassau County District Attorney Investigators John Does #1-5, Index No. 11-CV-0076

Bond Ordinance # 87-2014 (\$663,000.00 = settlement amt. \$650,000.00 + 2% COI of \$13,000.00);
Settlement Resolution 118-2014; Passed by Nassau County Legislature on July 14, 2014.

Plaintiff Iyanna Davis filed a lawsuit alleging excessive force by Nassau County police officers while they were conducting a search of a residential home where plaintiff was residing. Plaintiff was hiding in a closet and when the police officer opened the closet door during the search the plaintiff was accidentally shot when the police officer's weapon discharged. The alleged negligent action of the police officer was alleged to be a constitutional violation of plaintiff's civil rights because the force was allegedly unnecessary while conducting the search of the premises and the actual search of the premises was allegedly illegal. Plaintiff's theory at trial was that if the alleged search was illegal in the first instance than the police would not have been at the residence and the accidental discharge of the weapon would not have occurred. The trial took place in March 2014 and the case was settled during the trial.

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 14-528

**ADOPTING THE STAFF REPORT CONCERNING THE PROPOSED NASSAU COUNTY
MULTI-YEAR FINANCIAL PLAN, FISCAL 2015-2018 AND THE RECOMMENDATIONS
CONTAINED THEREIN**

WHEREAS, Nassau County continues to operate in a control period, which the Nassau County Interim Finance Authority (“NIFA”) imposed on January 26, 2011; and

WHEREAS, on September 15, 2014, as required by law, the County Executive submitted to NIFA his proposed Multi-Year Financial Plan for Fiscal 2015 – 2018 (“Proposed Plan”), the first year of which is his proposed 2015 Budget; and

WHEREAS, the NIFA Staff has prepared a report (the “Staff Report”) on the County Executive’s Proposed Plan in which the Staff identified a number of risks; and

WHEREAS, the County Legislature has the opportunity to address the risks that NIFA staff has identified; and

WHEREAS, in accordance with Section 3667(2) the NIFA Act, NIFA will not take further action in regard to the Proposed Plan until “approval by the county of a budget in accordance with the provisions of the county charter and approval of the financial plan by the legislature;”

NOW, THEREFORE, BE IT RESOLVED, that the NIFA Directors adopt the Staff Report on the County Executive’s Proposed Plan.

Jon Kaiman
Chairperson

October 14, 2014

Sent Under
Separate Cover