

NYS Economic Development Council 2023 Economic Development  
Conference Event Resolution

A regular meeting of the Nassau County Industrial Development Agency (the “Agency”) was convened in public session at the Theodore Roosevelt Executive & Legislative Building, Ceremonial Chambers, 1550 Franklin Avenue, Mineola, Nassau County, New York, on February 2, 2023, at 6:45 p.m., local time.

The meeting was called to order by the [Chair], upon roll being called, the following members of the Agency were:

PRESENT:

|                       |                 |
|-----------------------|-----------------|
| Richard Kessel        | Chair           |
| John Coumatos         | Asst. Treasurer |
| William H. Rockensies | Member          |
| Raymond Pinto         | Member          |

NOT PRESENT:

|                      |           |
|----------------------|-----------|
| Timothy Williams     | Secretary |
| Reginald A. Spinello | Member    |
| Victor LaGreca       | Member    |

THE FOLLOWING ADDITIONAL PERSONS WERE PRESENT:

|                      |                                            |
|----------------------|--------------------------------------------|
| Sheldon L. Shrenkel  | Chief Executive Officer/Executive Director |
| Anne LaMorte         | Chief Financial Officer                    |
| Colleen Pereira      | Administrative Director                    |
| Carlene Wynter       | Compliance Assistant                       |
| Nicole Gil           | Administrative Assistant                   |
| Catherine Fee        | Chief Marketing Officer                    |
| Ben Ciorra           | Director of Operations                     |
| Judge Anthony Marano | Agency Counsel                             |
| Milan Tyler          | Bond/Transaction Counsel                   |
| Paul O’Brien         | Bond/Transaction Counsel                   |

The attached resolution no. 2023-02 was offered by William H. Rockensies, seconded by Richard Kessel.

Resolution No. 2023-02

RESOLUTION OF THE NASSAU COUNTY INDUSTRIAL DEVELOPMENT AGENCY (THE “AGENCY”) APPROVING A SPONSORSHIP OF AND ATTENDANCE AT THE NEW YORK STATE ECONOMIC DEVELOPMENT COUNCIL 2023 ECONOMIC DEVELOPMENT CONFERENCE EVENT

WHEREAS, the Nassau County Industrial Development Agency (the “Agency”) is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title I of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the “Enabling Act”), and Chapter 674 of the 1975 Laws of New York, as amended, constituting Section 922 of said general Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the “Act”) to, inter alia, promote the economic welfare, recreation opportunities and prosperity of the inhabitants of New York State and actively promote, develop, encourage and assist in the promotion, attraction and development of economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York; improve their economic welfare, recreation opportunities, prosperity and standard of living, and prevent unemployment and economic deterioration; and promote the development of facilities to provide recreation for the citizens of New York State and to attract tourists from other states; and

WHEREAS, the New York State Economic Development Council (the “Council”) is the organizer of the 2023 Economic Development Conference event scheduled to be held on March 1-2, 2023, in Albany, New York (the “Event”); and

WHEREAS, the Council is New York State's principal organization representing economic development professionals and organizations, and its purpose is to promote economic development within the state and its communities, to encourage sound practices in the conduct of regional and statewide economic development programs, and to develop education programs that enhance the economic development skills of its members; and

WHEREAS, the purposes of the Event are consistent with the mission of the Agency; and

WHEREAS, the Agency desires to enter into an agreement to purchase advertising services and a registration for the Event, to promote the business community within Nassau County, all in furtherance of the Agency’s mission and activities;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NASSAU COUNTY INDUSTRIAL DEVELOPMENT AGENCY, AS FOLLOWS:

Section 1. The Agency is hereby authorized to purchase advertising services in connection with the Event and one (1) registration to attend the Event, all as to be more particularly set forth in a certain agreement to be made by and between the Agency and the Council (the “Agreement”), all at a cost that is anticipated not to exceed \$1,000 plus any applicable taxes. The Agency finds that (a) the purposes of the Event are consistent with and would further the mission and purposes of the Agency, (b) the required services are not available through the New York State Preferred

Source Program, (c) there is only one possible source from which to procure the services contemplated by this Resolution, and such services have unique benefits and, therefore, no competitive bidding process is feasible, and (d) the cost of such services is reasonable.

Section 2. The Agency hereby determines that the proposed action is a Type II Action pursuant to Article 8 of the New York Environmental Conservation Law (including the regulations thereunder, "SEQRA") involving "continuing agency administration" which does not involve "new programs or major reordering of priorities that may affect the environment" (6 NYCRR Section 6.17.5 (c)(26)) and therefore no findings or determination of significance are required under SEQRA.

Section 3. The Chief Executive Officer / Executive Director is hereby authorized and directed in his sole discretion, to negotiate and enter into the Agreement, together with such changes to the terms and conditions thereof that the Chief Executive Officer / Executive Director may deem advisable or necessary, subject to the terms of this Resolution. The Chief Executive Officer / Executive Director's execution of the Agreement shall evidence the Agency's approval of the terms thereof.

Section 4. This Resolution shall take effect immediately.

Adopted: February 2, 2023

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

|                       |        |         |
|-----------------------|--------|---------|
| Richard Kessel        | VOTING | AYE     |
| John Coumatos         | VOTING | AYE     |
| Timothy Williams      | VOTING | EXCUSED |
| Reginald A. Spinello  | VOTING | EXCUSED |
| William H. Rockensies | VOTING | AYE     |
| Raymond Pinto         | VOTING | AYE     |
| Victor LaGreca        | VOTING | EXCUSED |

The foregoing Resolution was thereupon declared duly adopted.

STATE OF NEW YORK

) SS.:

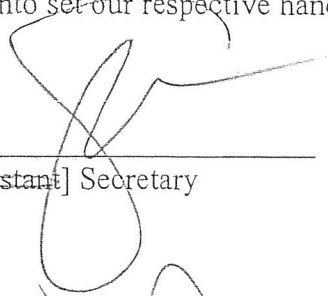
COUNTY OF NASSAU

We, the undersigned [~~Vice~~] Chairman and [~~Assistant~~] Secretary of the Nassau County Industrial Development Agency (the "Agency"), do hereby certify that we have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on February 2, 2023 with the original thereof on file in our office, and that the same is a true and correct copy of said original and of such Resolution set forth therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

WE FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respects duly held; (C) pursuant to Article 7 of the Public Officers Law (the "Open Meetings Law"), said meeting was open to the general public, and due notice of the time and place of said meeting was duly given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Agency present throughout said meeting.

WE FURTHER CERTIFY that, as of the date hereof, the attached Resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, we have hereunto set our respective hands and affixed the seal of the Agency this 2<sup>nd</sup> day of February 2023.

  
\_\_\_\_\_  
[~~Assistant~~] Secretary

  
\_\_\_\_\_  
[~~Vice~~] Chairman

(SEAL)