

## **Resolution Addressing Governance Matters**

A regular meeting of the Nassau County Industrial Development Agency (the "Agency") was convened in public session at the Theodore Roosevelt Executive & Legislative Building, Legislative Chambers, 1550 Franklin Avenue, Mineola, Nassau County, New York, on May 30, 2024, at 6:30 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:**

William H. Rockensies	Chair
John Coumatos	Asst. Treasurer
Reginald A. Spinello	Member
Marco Troiano	Member
Marissa Brown	Member

### **NOT PRESENT:**

Raymond Pinto	Secretary
Joseph Manzella	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
Ben Ciorra	Director of Operations
Paul O'Brien	Bond/Transaction Counsel

The attached resolution no. 2024-26 was offered by M. Troiano, seconded by R. Spinello.

RESOLUTION OF THE NASSAU COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY (THE "AGENCY")  
ADOPTING AN AMENDED AND RESTATED WEBSITE PRIVACY POLICY  
AND ADDRESSING OTHER MATTERS IN CONNECTION THEREWITH

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 promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of manufacturing, industrial and commercial facilities, among others, for the purpose of promoting, attracting and developing 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, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, the Agency wishes to amend and restate its website privacy policy to ensure continued compliance with current best practices in governance and applicable law, including, without limitation, the Public Authorities Accountability Act of 2005 and the Public Authorities Reform Act of 2009;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE AGENCY AS FOLLOWS:

Section 1. The Agency hereby adopts the Privacy Policy for its website annexed hereto in Exhibit A (the "Policy") as part of the Agency's Policy Manual. The Policy hereby replace any and all policies heretofore adopted by the Agency with respect to the subject matter thereof.

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. This Resolution shall not preclude the Agency from adopting other or further policies relating to governance and activities of the Agency as determined from time to time by the members of the Agency.

Section 4. This Resolution shall take effect immediately and the members of the Agency hereby ratify and confirm any and all actions taken by staff of the Agency prior to the adoption of this Resolution with respect to the subject matter hereof.

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

William H. Rockensies	VOTING	Aye
John Coumatos	VOTING	Aye
Raymond Pinto	Not Present	
Reginald A. Spinello	VOTING	Aye
Marco Troiano	VOTING	Aye
Marissa Brown	VOTING	Aye
Joseph Manzella	Not Present	

The foregoing Resolution was thereupon declared duly adopted.

STATE OF NEW YORK

) SS.:

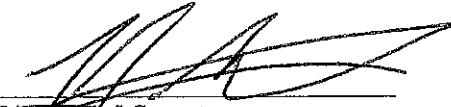
COUNTY OF NASSAU

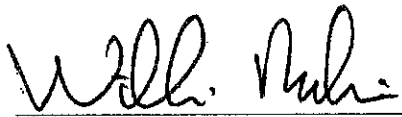
We, the undersigned ~~[Vice]~~ Chair and ~~[Assistant]~~ Secretary of the Nassau County Industrial Development Agency (the "Agency"), do hereby certify that we have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on May 30, 2024 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; (D) there was a quorum of the members of the Agency present throughout said meeting; and (E) the meeting was recorded and the recording has been or will be posted on the public website of the Agency pursuant to the Open Meetings Law.

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 30th day of May, 2024.

  
[Assistant] Secretary

  
~~[Vice]~~ Chair

(SEAL)

**EXHIBIT A**

Website Privacy Policy

# **NASSAU COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

## **Privacy Policy**

### **Purpose of the Privacy Policy**

“We,” “us,” “our” and the like means the Nassau County Industrial Agency (“NCIDA”).

We may collect information through our website at <https://nassauida.org/about-the-ncida> (“Website”) from visitors who visit or interact with the Website. This information may include, but is not limited to, your name, email address, phone number and other contact information you may provide to us in order for us to provide a service that you have requested, as well as information that may be automatically collected by your browser or computer, such as the IP address from which you are accessing the Website and certain activity you conduct on the Website. This Privacy Policy is intended to identify the information that we may collect about a visitor when visiting the Website; how that information is stored; how it may be used; and under what circumstances that information might be shared with a third party.

### **I. Information that the NCIDA May Collect from the Website and How It May be Used**

Personal Information (as applicable laws may define this term or its equivalent) that may be collected from you when visiting the Website includes, but is not limited to:

- Your Internet Protocol (IP) address;
- The domain name used when accessing the Website;
- The type of browser and operating system you use;
- The date and time you visit the Website;
- The length of time you spend on the Website;
- Your company’s name, industry, and employee range;
- The geographic location that the Website is accessed from;
- The web pages or services you access on the Website; and
- The website you visited immediately prior to visiting the Website and your exit path from the Website.

This Personal Information may be used to improve the Website, your experience, our services, and to help understand how visitors use the Website or use services provided by the NCIDA. Additionally, this Personal Information may be used to route web traffic, or track and defend against attacks to the Website.

If you participate in a survey, complete a Business Intake Form or send an email during your visit to the Website, the following additional Personal Information may be collected:

- Any information you voluntarily provided in response to a survey;
- Your first name, last name, email address, phone number, company name and any additional information voluntarily provided during completion of an intake form; and
- The email address and contents of any email sent through the Website.

We may use email information to respond to your message, to assist in obtaining requested information or services, to address identified issues, to further improve the Website visitor experience, or to forward your email to a service provider, or another entity or agency for appropriate action. Personal Information provided through completion of the Business Intake Form will permit follow-up discussion between you and the NCIDA and other relevant parties. Survey information will be used for the purpose stated in the survey.

We are committed to protecting and respecting your privacy and we strive to protect your Personal Information by collecting only such information that is reasonably necessary to deliver the services we provide.

Personal Information is not collected by us unless you participate in an activity that requests information (i.e., send an e-mail, complete a Business Intake Form, or participate in a survey). Failure to participate in these activities will in no way affect the use of any other features of the Website.

If we are provided Personal Information, by the sending of an e-mail to our staff or by the completion and submittal of an online form, we will treat the email and submitted information consistent with, and subject to the same protections, that we employ for other written correspondence that we receive.

## **II. Children Under the Age of 18**

Our Website is intended for general audiences at least 18 years old. We do not knowingly collect any Personal Information from children under the age of eighteen (18). By using the Website you represent that you are over the age of 18. We reserve the right to delete any information we believe to be in violation of this Privacy Policy.

## **III. Public Disclosure**

It should be understood that all Personal Information collected at the Website constitutes public record that may be subject to inspection and copying by the public, unless an exemption in law exists. For instance, if Personal Information is requested or volunteered, NCIDA policy, the New York State Freedom Of Information Law, and/or applicable Federal law may protect it from disclosure. Unless confidentiality is specifically authorized by law, however, no privilege or protection from disclosure may exist.

We may disclose your Personal Information to third parties:

- If we are under a duty to disclose or share your Personal Information as required by law, or in response to a subpoena or search warrant or other legal process or to maintain, safeguard, preserve, and protect the rights, property, or safety of the NCIDA, our customers, or others.
- To auditors and other service providers who have agreed to keep the information confidential.

- If we conduct a transfer or sale of some or all of our business or assets, merge with or is acquired by another entity, Personal Information held by us about our users may be one of the transferred assets along with the business as part of any such transaction.
- In any other way we describe before or at the time that we collect the Personal Information.
- For any other purpose with your consent.

In the event of a conflict between this Privacy Policy and any applicable law governing disclosure, the governing law shall control.

#### **IV. We Operate in the United States**

This Website is intended for individuals and businesses located in the United States, and specifically, individuals and businesses that intend to do business in Nassau County, New York. We do not sell or offer goods or services to individuals or companies, or do business, outside of the United States. If you use the Website outside of the United States or are a citizen or resident of a country other than the United States that has laws and policies governing the disclosure and management of your Personal Information, you understand and agree that the information you exchange with the Website may be maintained on systems located within the United States or the systems of those third parties with whom we share it as described in this Privacy Policy that are located in the United States. By using our Website, you understand and consent to the collection, storage, processing, and transfer of your information to our facilities in the United States and to those third parties with whom we share it as described in this Privacy Policy located in the United States.

#### **V. Online Tracking/Do Not Track Signals**

“Do Not Track” (DNT) signals are options available on your browser to tell operators of websites that you do not wish to have your online activity tracked. Our Website is not currently set up to respond to these signals. If you choose to block cookies and other trackers, certain features of the Website may not work. On a mobile device, you may also be able to adjust your settings to limit ad tracking.

#### **VI. Information for Visitors in the European Economic Area and United Kingdom**

In addition to your right to certain information contained in this Privacy Policy, pursuant to the General Data Protection Regulation, you have the following rights regarding your Personal Information that we hold:

- Be informed of our intent to transfer your Personal Information to another country or international organization, the recipients of that information, and where information regarding the applicable privacy safeguards may be obtained;
- Request access to your Personal Information;
- Request correction of your Personal Information if it is incorrect;
- Request that we delete or stop processing your Personal Information under certain circumstances;



- Object to our processing of your Personal Information under certain circumstances;
- Request that we restrict our processing of your Personal Information, and where our processing is based on your consent, withdraw that consent (without affecting the lawfulness of processing based on consent before its withdrawal);
- Request that we transmit your Personal Information either to you or another service provider under certain circumstances (costs may apply);
- Be informed of your right to complain to a supervisory authority if you feel that we have not complied with applicable laws regulating your Personal Information (contact information for supervisory authorities may be found at: [http://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index\\_en.htm](http://ec.europa.eu/justice/article-29/structure/data-protection-authorities/index_en.htm)).

## **VII. Cookie Policy**

A cookie is a piece of data stored on the user's hard drive tied to statistical information about the user. Depending on your browser's settings, our Website may send cookies that will be placed on your browser.

We use cookies and other tracking technologies to improve the Website browsing experience, to analyze Website traffic, and to understand from where Website visitors originate. This Cookie Policy is part of our Privacy Policy, and pertains to our use of cookies while interacting with our Website. Your use and activity of the Website is not tracked unless you consent to the collection of your Personal Information. We use the following cookies:

- Strictly necessary cookies. These are cookies that are required for the operation of the Website and allow for us to track and analyze user behavior to distinguish humans from bots or automated software.
- Analytical cookies. These allow us to track use of the Website by setting unique user IDs and recording particular user IDs that visit the Website.
- Advertising cookies. These are used by Bing to limit the number of search results that appear on a page, to deliver data on successful requests, and assign unique IDs to a user of Bing.
- Performance cookies. These cookies collect anonymous information on how you use our Website to help us understand how you arrived at our Website, browse or use our Website and highlight areas where we can improve, such as navigation.

## **VIII. Security**

While we have taken steps to safeguard the integrity of our Website, we do not guarantee the absolute security of the Website and collected Personal Information.

We will maintain reasonable technical, administrative and organizational measures in order to protect and safeguard your Personal Information. Unfortunately, Personal Information transferred over the internet is not completely secure. Accordingly, we do not guarantee that your Personal Information will not be misused or disclosed to third parties. You acknowledge and agree that any transmission of Personal Information to our Website is made at your own risk. We

will have no liability to you for any misuse or disclosure of your Personal Information. If you share Personal Information with third parties via our Website, you do so at your own risk. Any such Personal Information you share with the third party will not be governed by this Privacy Policy and we have no liability to you with respect to such Personal Information.

You understand that electronic communications may be accessed by unauthorized parties when communicated across the internet, network communications facilities, or other electronic means. You understand and agree that we are not responsible for any electronic communication or any of your Personal Information which may be lost, altered, intercepted, or stored without authorization during the transmission of any data whatsoever across networks not owned or operated by us.

#### **IX. Links or References to Third Party Sites**

Our Website may include links to third parties' sites that may redirect you away from the Website and to a third party site. Third party sites linked from our Website and references to assistive technology and browsers, are not under our control. Once you are redirected to the external site, our policy is no longer applicable. We are not, and shall not be held responsible for the content or operation, in any way or form, of any linked sites, the links within those sites, or any references to third parties. These links and references are provided solely for your convenience, and their inclusion or reference does not imply our endorsement, recommendation, or approval. Our Website is designed to provide site selectors, businesses, users and residents access to our services and public documents, including, but not limited to, information about public hearings and public board meetings, public documents, Nassau County data, and links to helpful Nassau County partners. The Website also provides businesses, residents, and users links to pertinent visitor-related information about the area. As such, from time-to-time, we may wish to provide links to other sites that provide local, state, or federal government information, additional information about the community, including data, events and local news, or other information supporting the agency's mission and services.

#### **X. NCIDA's Contact Information**

If you have any questions or concerns regarding this Privacy Policy, our Website, or our privacy practices, please contact us by phone, email, or mail. You may request your review of your Personal Information collected by the Website, if any. All requests, including any request to correct any inaccurate Personal Information, may be submitted to the address included below.

##### **Nassau County Industrial Development Agency**

1 West St., 4th Floor  
Mineola, New York 11501  
(516) 571-1945  
info@nassauida.org

This Privacy Policy was re-adopted by the members of the Agency on May 30, 2024.