

Website Design & Hosting Services Approved List Resolution

A meeting of the Nassau County Local Economic Assistance Corporation (the "Corporation") was convened in public session at the offices of the Corporation located at 1550 Franklin Avenue, Suite 235, Mineola, County of Nassau, New York, on March 27, 2012, at 5:15 p.m., local time.

The meeting was called to order by the Chairman and, upon roll being called, the following directors of the Corporation were:

PRESENT:

Jeffrey L. Seltzer	Chairman
Bruce Ungar	Treasurer
Christopher Fusco	Asst. Secretary
Gary Weiss	Secretary

ABSENT:

THE FOLLOWING ADDITIONAL PERSONS WERE PRESENT:

Joseph J. Kearney, Esq.	Chief Executive Officer
Joseph Foarile	Chief Financial Officer
Edward Ambrosino, Esq.	General Counsel
Paul O'Brien, Esq.	Bond/Transaction Counsel
Milan Tyler, Esq.	Bond/Transaction Counsel

The attached resolution no. 2012-03 was offered by G. Weiss, seconded by B. Ungar:

Resolution No. 2012-03

RESOLUTION OF THE NASSAU COUNTY LOCAL
ECONOMIC ASSISTANCE CORPORATION ESTABLISHING
AN APPROVED LIST OF QUALIFIED FIRMS TO PROVIDE
CERTAIN WEBSITE DESIGN & HOSTING SERVICES

WHEREAS, Section 1411 of the Not-For-Profit Corporation Law, as amended (the “Act”), has been heretofore enacted by the Legislature of the State of New York for the purposes, among others, of providing for the creation of local development corporations in the State of New York for the exclusively charitable or public purposes of relieving and reducing unemployment, promoting and providing for additional and maximum employment, bettering and maintaining job opportunities, instructing or training individuals to improve or develop their capabilities for such jobs, carrying on scientific research for the purpose of aiding a community or geographical area by attracting new industry to the community or area or by encouraging the development of, or retention of, an industry in the community or area, and lessening the burdens of government and acting in the public interest; and

WHEREAS, the Nassau County Legislature (the “County Legislature”) authorized the formation of the Nassau County Local Economic Assistance Corporation (the “Corporation”) under the Act pursuant to Resolution No. 255-2010 adopted by the County Legislature on September 20, 2010 and approved by the County Executive of Nassau County on September 21, 2010; and

WHEREAS, pursuant to such authorization of the County Legislature, the Corporation has been incorporated under said Act by the filing of its Certificate of Incorporation with the Office of the Secretary of State of the State of New York on November 30, 2010; and

WHEREAS, the Corporation requires the services of one (1) or more firms (“Firms”) to (i) develop a conceptual model for the Corporation’s website that effectively executes the Corporation’s business strategy of supporting not-for-profit organizations operating in or looking to operate in Nassau County (the “Business Plan”), (ii) perform the design, architecture and coding work required to establish the Corporation’s website, (iii) provide hosting services for such website, and (iv) perform related services as required by the Corporation; and

WHEREAS, the Corporation issued a Request for Qualifications to Provide Certain Website Design & Hosting Services (the “RFQ”) seeking statements of qualifications from interested Firms, and the Corporation published notice of the issuance of such RFQ on March 7, 2012 in *Newsday*; and

WHEREAS, the Corporation received statements of qualifications from Firms (collectively, the “Statements”) expressing interest in providing the services contemplated by the RFQ (collectively, the “Services”); and

WHEREAS, in accordance with its Charter, the Finance Committee of the Corporation reviewed the Statements, determined that further interviews of the respondent Firms would not be necessary or desirable, found that all such Firms meet the minimum requirements set forth in the RFQ and are qualified to provide the Services, and recommended that the Corporation establish an approved list of Firms to provide the Services; and

WHEREAS, the Corporation desires to establish such an approved list of Firms to provide the Services;

NOW, THEREFORE, BE IT RESOLVED BY THE DIRECTORS OF THE NASSAU COUNTY LOCAL ECONOMIC ASSISTANCE CORPORATION, AS FOLLOWS:

Section 1. The Corporation hereby ratifies and confirms all actions heretofore taken by the Corporation's staff and the Finance Committee in connection the procurement of the Services pursuant to the RFQ.

Section 2. The Corporation hereby determines that the procurement of the Services pursuant to the RFQ constitutes a procurement of services involving the application of specialized expertise and a high degree of creativity and, therefore, is not subject to the competitive bidding requirements of the Corporation's Statement of Procurement Policy and Procedures.

Section 3. The Corporation 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 §617.5(c)(20)) and therefore no Findings or determination of significance are required under SEQRA.

Section 4. The Corporation hereby accepts the recommendations of the Finance Committee (i) that further interviews of the respondent Firms not be required, (ii) that all of such Firms are found to meet the minimum requirements set forth in the RFQ and are qualified to provide the Services, and (iii) that the Corporation establish an approved list of Firms to provide the Services.

Section 5. Effective as of the date of adoption of this Resolution, the Corporation hereby establishes an approved list of Firms to provide the Services consisting of the Firms set forth on Exhibit A annexed hereto (the "Approved List").

Section 6. The Corporation hereby authorizes and directs the Chief Executive Officer to select Firms from the Approved List from time to time in connection with the Corporation's requirements for the services required by the RFQ. The selection of the Firm for a particular service required under the RFQ shall be made by the Chief Executive Officer in his or her discretion. The Chief Executive Officer is authorized to award portions of the requirements set forth in the RFQ to different Firms and at different times. The Chief Executive Officer is

hereby authorized and directed to negotiate and enter into a contract or engagement letter with each Firm, if deemed advisable or necessary by the Chief Executive Officer, on such terms and subject to such conditions as the Chief Executive Officer may deem advisable or necessary, subject to the terms of this resolution and the requirements of the RFQ. The Chief Executive Officer's execution of any such contract or engagement letter shall evidence the Corporation's approval of the terms thereof.

Section 7. This Resolution shall not preclude the Corporation from appointing and engaging other consultants as determined from time to time by the directors of the Corporation. The Corporation reserves the right to cancel the Approved List at any time.

Section 8. This Resolution shall take effect immediately.

ADOPTED: March 27, 2012

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

Jeffrey L. Seltzer	VOTING	Aye
Bruce Ungar	VOTING	Aye
Gary Weiss	VOTING	Aye
Christopher Fusco	VOTING	Aye

The foregoing Resolution was thereupon declared duly adopted.

EXHIBIT A

Approved List of Firms

Development Counsellors International

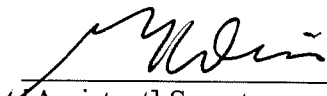
STATE OF NEW YORK)
) SS.:
COUNTY OF NASSAU)

I, the undersigned [~~Assistant~~] Secretary of the Nassau County Local Economic Assistance Corporation (the "Corporation"), do hereby certify that I have compared the foregoing extract of the minutes of the meeting of the Board of Directors of the Corporation, including the Resolution contained therein, held on March 27, 2012, with the original thereof on file in my 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 matter therein referred to.

I FURTHER CERTIFY that (A) all Directors of the Corporation 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 Directors of the Corporation present throughout said meeting.

I 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, I have hereunto set my hand and affixed the seal of the Corporation this 24th day of March, 2012.



[~~Assistant~~] Secretary

(SEAL)