

## Appointment Resolution

A regular meeting of the Nassau County Industrial Development Agency (the "Agency") was convened in public session at the offices of the Agency located at 1550 Franklin Avenue, Suite 235, Mineola, County of Nassau, New York, on October 5, 2011, at 5:30 p.m., local time.

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

**PRESENT:**

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

**ABSENT:**

Gary Weiss	Secretary
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**THE FOLLOWING PERSONS WERE ALSO PRESENT:**

Joseph J. Kearney	Executive Director
Colleen Pereira	Administrative Director
Mary Dolan Grippo	Chief Marketing Officer
Joseph Foarile	Chief Financial Officer
Edward Ambrosino, Esq.	General Counsel
Paul O'Brien, Esq.	Bond/Transaction Counsel

The attached resolution no. 2011-37 was offered by J. Seltzer, seconded by C. Fusco:

Resolution No. 2011-37

RESOLUTION OF THE NASSAU COUNTY INDUSTRIAL DEVELOPMENT  
AGENCY APPOINTING A DIRECTOR OF BUSINESS DEVELOPMENT  
OF THE AGENCY

WHEREAS, the Nassau County Industrial Development Agency (the "Agency") has from time to time, by resolution of the members of the Agency, appointed certain officers to execute its activities and operations;

WHEREAS, the Agency wishes to appoint a Director of Business Development of the Agency and to authorize the Executive Director of the Agency to determine the compensation of such officer;

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

Section 1. Having determined that Nicholas Terzulli has the experience and qualifications required for the position, the Agency hereby appoints Nicholas Terzulli as Director of Business Development of the Agency. The Executive Director of the Agency is hereby authorized to negotiate the compensation and other terms of the employment relationship with the Director of Business Development on behalf of the Agency, subject to the Agency's approved budget.

Section 2. This Resolution shall not preclude the Agency from appointing any other officer of the Agency as determined from time to time by the members of the Agency.

Section 3. This Resolution shall take effect immediately.

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
Christopher Fusco	VOTING	Aye
Gary Weiss	EXCUSED	

The foregoing Resolution was thereupon declared duly adopted.

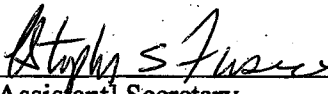
STATE OF NEW YORK            )  
  ) SS.:  
COUNTY OF NASSAU            )

I, the undersigned [Assistant] Secretary of the Nassau County Industrial Development Agency (the "Agency"), do hereby certify that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on October 5, 2011 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 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.

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 Agency this 5<sup>th</sup> day of October, 2011.

  
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[Assistant] Secretary

(SEAL)