



ALBANY LAW SCHOOL

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**COUNTY ATTORNEYS'
ASSOCIATION OF THE
STATE OF NEW YORK**

2020 WINTER MEETING

December 7, 2020

80 NEW SCOTLAND AVENUE
ALBANY, NEW YORK 12208-3494
TEL: 518-472-5888 FAX: 518-445-2303
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Virtual 2020 - CAASNY Winter Meeting

Monday, December 7, 2020
8:00am - Noon

Agenda

- 8:00am – 8:05am **Welcoming Remarks**
Stephen Louis, CAASNY President
New York City Law Department
- 8:05am – 9:55am **Municipal Cashflow Financing Vehicles, Their Limitations, and Relevant Legislation**
Douglas Goodfriend, Esq.
Orrick
(1 Hour Professional Practice)
- 8:55am – 9:00am **Break**
- 9:00am – 9:55am **Juvenile Delinquency – Issues That Have Arisen Since Raise the Age**
David S. Meffert, Esq.
Orange County Attorney's Office
(1 Hour Professional Practice)
- 9:55am – 10:00am **Break**
- 10:00am – 10:55am **Legislative Update**
Stephen J. Acquario, Esq., Executive Director
New York State Association of Counties

Patrick R. Cummings, Esq., Counsel
New York State Association of Counties
(1 Hour Professional Practice)
- 10:55am – 11:00am **Break**
- 11:00am – 11:55am **Brownfield Development**
Jennifer C. Persico, Esq.
Lippes Mathias Wexler Friedman LLP

Ian A. Shavitz, Esq.
Lippes Mathias Wexler Friedman LLP

Michael L. Nisengard, Esq.
Lippes Mathias Wexler Friedman LLP

Martin Doster
Lippes Mathias Wexler Friedman LLP

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Speaker Biographies

STEPHEN J. ACQUARIO, ESQ., is Executive Director and General Counsel of the New York State Association of Counties (NYSAC). In this capacity, Mr. Acquario presents a single voice for the county governments of New York State. He is responsible for the overall direction of the association, and oversees the association's agendas to ensure a cohesive and coherent legal and legislative strategy on behalf of New York's 62 county governments. Mr. Acquario graduated magna cum laude from Albany Law School of Union University. He holds a bachelor's degree in Industrial and Labor Relations from the State University of New York College at Potsdam. In addition, he earned a graduate certificate in Industrial and Labor Relations from Cornell University.

PATRICK R. CUMMINGS, ESQ., is Counsel for the New York State Association of Counties (NYSAC). In this capacity, he works with the New York State legislature regarding pending legislation in order to help county government run more efficiently. Mr. Cummings also provides support, when requested, to county attorneys regarding laws, policies, and cases that impact counties. Prior to joining NYSAC in 2011, he was an Assistant County Attorney for Schenectady County.

MARTIN L. DOSTER, ESQ., is Senior Environmental Coordinator for the firm's Environment & Energy Practice Team at Lippes Mathias Wexler Friedman LLP, in Buffalo, NY. He advises clients on contamination issues, cleanup requirements, and cost-effective remedial strategies under state and federal Superfund and brownfields programs. Mr. Doster joined the firm in 2015 following a 32-year career with the New York State Department of Environmental Conservation, where he served as the Regional Remediation Engineer for Western New York. Mr. Doster has also served as an adjunct professor for the University at Buffalo, where he taught courses on hazardous waste remediation and environmental engineering design. He also serves as the firm's Chief Operating Officer and is responsible for overseeing employee relations and human resources issues, accounts receivable coordination, vendor relations, and coordinating the firm's strategic initiatives. Mr. Doster received a B.S. in chemical engineering from the University at Buffalo. He has received a number of awards, including the U.S. Environmental Protection Agency Environmental Quality Award; NYSDEC Region 9 Quality Award for Dedication and Leadership; NYSDEC Multi-Media Pollution Prevention Award; and Buffalo Niagara Riverkeeper Recognition Award for Ecological Stewardship.

DOUGLAS GOODFRIEND, ESQ., is a Bond Counsel Partner in the Public Finance Department of Orrick, Herrington & Sutcliff, the number one bond counsel firm in the nation for every year in the last ten years according to *The Bond Buyer*. Mr. Goodfriend has extensive experience in municipal general obligation financings. He has worked with counties on financing for capital. His specialized areas of New York municipal law interest include open spaces programs and financings; town and county improvement

district formation, consolidation, and improvement; innovative lease-purchase financings; bond resolution referendum law; village local improvement programs; and the drafting of local laws and propositions, as well as state legislation on behalf of clients. Mr. Goodfriend holds memberships in the American Bar Association, the New York State Bar Association, and the National Association of Bond Lawyers. He is a Harlan Fiske Stone Scholar, a Fulbright Scholar, and a Social Science Research Council Fellow. He was the topical issue editor for the *Columbia Journal of Transnational Law*. Mr. Goodfriend received a JD from Columbia Law School, an MA from the University of Chicago, an MTS from Harvard University, and a BA from the New College of the University of South Florida. He is one of the authors of *Bond Basics for Counties in New York State*, the only primer on the subject, and numerous articles and essays. Mr. Goodfriend is admitted to practice in New York.

DAVID S. MEFFERT, ESQ., is a Senior Assistant County Attorney serving in the Family Court Unit of the Orange County Department of Law, where he handles JD and PINS cases. He received a BS from the University of Texas at Austin, a JD from St. Mary's University School of Law in San Antonio, Texas, and was admitted to the Texas bar in 1995. Mr. Meffert was a solo practitioner in San Antonio, practicing in the areas of adult and juvenile criminal defense, divorce, custody and child support. In 1999, Mr. Meffert became a prosecutor for the Office of the City Attorney for the City of San Antonio, initially in their domestic violence unit, and eventually taking over the prosecution of environmental and quality of life cases for the city. In 2001, he and his wife relocated to Orange County. Mr. Meffert joined the Orange County District Attorney's Office as an Assistant District Attorney, working in the Local Court Unit, Grand Jury Unit and Investigations Unit, where he handled various white-collar crimes. In 2006, Mr. Meffert moved to the Orange County Department of Law. In addition to his duties with the Department of Law, he also serves as the Special District Attorney for Orange County, handling cases that the District Attorney's Office was unable to prosecute due to conflicts. Mr. Meffert is certified by the DCJS Municipal Police Training Council as a General Topics Instructor and has spoken on various topics relating to juvenile delinquency and PINS law at the Orange County Police Academy and various police departments within the County.

MICHAEL L. NISENGARD, ESQ., is a Senior Associate at Lippes Mathias Wexler Friedman LLP, in Buffalo, NY. Mr. Nisengard has over ten years of experience in commercial real estate law representing owners, landlords, tenants, buyers, sellers, borrowers, lenders, and investors in purchases, sales, leases, financing, and title and due diligence review. He also handles a variety of real property title matters, including negotiating and finalizing easements, covenants, restrictions, rights of way, and other matters granting or restricting land rights as well as any disputes related to these matters. Mr. Nisengard handles residential real estate matters and has experience with condominium and owners associations. He also assists with structuring and negotiating all phases of real estate development projects throughout New York State and the country, and across many classes of property (both vacant and improved), including office, medical, residential, retail, manufacturing, warehouse, and industrial uses. Mr. Nisengard represents individuals, small businesses, not-for-profit organizations, and

national/international companies. Prior to joining Lippes Mathias Wexler and Friedman, Mr. Nisengard worked with the New York State Senate and as a legislative analyst with a lobbying firm. He received a JD cum laude from the University at Buffalo School of Law; an MS in Natural Resources Management from SUNY College of Environmental Science and Forestry at Syracuse University, and a BA from Binghamton University. Mr. Nisengard is admitted to practice in New York.

JENNIFER C. PERSICO, ESQ., is a Partner and Litigation Practice Team Co-Leader with Lippes Mathias Wexler Friedman LLP. She has extensive experience in business disputes and commercial litigation matters, including contract claims on behalf of both plaintiffs and defendants. She also has significant experience in municipal law. Ms. Persico's practice includes assisting municipalities in defending 1983 claims, resolving land use issues, drafting local laws and governance issues. She has extensive experience in resolving complex disputes on behalf of her clients using both litigation and non-litigation methods. Each year since 2015, she has been named one of the Legal Elite of WNY by Business First of Buffalo and Buffalo Law Journal and has been named to the prestigious The Best Lawyers in America © list since 2018. Ms. Persico previously served as Majority Counsel to the Erie County Legislature and was a long-time member of the Board of Directors of the Western New York Trial Lawyers Association. Ms. Persico is vice chair and chair-elect of the Board of Directors of the Erie County Medical Center, and has engaged in many other community initiatives. She received a JD from the University at Buffalo School of Law and a BS from the University at Buffalo.

IAN A. SHAVITZ, ESQ., is the Team Leader of the Environment and Energy Practice Team at Lippes Mathias Wexler Friedman LLP. Mr. Shavitz has more than 20 years of experience counseling and advocating for clients on environmental and land use issues associated with developing large-scale infrastructure, energy, and commercial projects; securing federal, state and local governmental permits and approvals; advising sellers, purchasers, lenders, and investors on environmental issues associated with corporate, real estate and energy transactions; and advocating for favorable policy decisions and legislation before Congress. Mr. Shavitz's clients have included corporations, municipalities, developers, investors, state and local governments, private equity funds, and Indian tribes. While Mr. Shavitz's practice is national in scope, he has particular expertise advising clients on projects, transactions and legal issues in New York State, where he has practiced for his entire career, and on federal issues in Washington, D.C.