

FOR CONSIDERATION

December 15, 2021

TO: The Board of Trustees

FROM: Thomas Falcone

SUBJECT: Approval of Resolution Appointing General Counsel

The Trustees are requested to approve a resolution appointing Bobbi O'Connor as General Counsel to the Board of the Authority and its wholly-owned subsidiary, Long Island Lighting Company d/b/a LIPA (collectively "LIPA"), effective December 15, 2021.

Background

Anna Chacko, LIPA's current General Counsel, has informed the Chief Executive Officer ("CEO") of her intention to resign effective December 31, 2021. Typically, LIPA would commence a search to identify external candidates to fill the General Counsel role, in addition to identifying any qualified internal candidates. In this case, LIPA has an exceptionally strong internal candidate in Bobbi O'Connor. I believe that, given the strength and experience of the internal candidate and Ms. O'Connor's willingness to serve, it is appropriate to appoint Ms. O'Connor without conducting a wider search.

Ms. O'Connor has been with LIPA since November 2013 when she was hired as Assistant General Counsel in charge of commercial matters. In June 2014, upon the unexpected resignation of LIPA's then General Counsel, the Board appointed Ms. O'Connor to serve as Acting General Counsel until a permanent replacement could be identified. In December 2014, when a new General Counsel was hired, Ms. O'Connor was promoted to Deputy General Counsel. In July 2017, Ms. O'Connor moved from the legal department to the Office of the CEO to focus on LIPA's strategic planning initiatives. Since then, the CEO has assigned Ms. O'Connor responsibility for Human Resources, Enterprise Risk Management, and Internal Audit, expanding her knowledge of the business side of LIPA's operations.

I believe this background, in addition to her strong legal experience, prior legal service, prior experience as a senior LIPA officer, and knowledge of LIPA and its affairs, make Ms. O'Connor uniquely qualified to take over the daily management of LIPA's Office of General Counsel with an annual salary of \$302,500. This is below the level of compensation Ms. O'Connor can earn as a General Counsel in the private sector and is well-supported for a professional of Ms. O'Connor's caliber. Additionally, Ms. O'Connor will continue to serve the Board in the role of Secretary. Ms. Chacko will remain on staff through year end to assist Ms. O'Connor with the transition.

Recommendation

Based on the foregoing, I recommend approval of the above-requested action.

Attachment
Resolution

APPOINTMENT OF GENERAL COUNSEL

RESOLVED, that Ms. Bobbi O'Connor be, and hereby is, appointed General Counsel to the Board of the Long Island Power Authority (the "Authority") and its wholly-owned subsidiary, Long Island Lighting Company ("LIPA"), effective on December 15, 2021 with an annual salary of \$302,500, until the earlier of her resignation or removal; and be it further

RESOLVED, that the incumbent of the position of General Counsel shall be an officer of the Authority and its subsidiary, LIPA, within the meaning of the Authority's enabling legislation (Chapter 517 of the Laws of 1986), as amended, including Section 1020-bb of the Public Authorities Law, and all other applicable laws.

Dated: December 15, 2021