

CITY OF NEW YORK CONFLICTS OF INTEREST BOARD

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June 22, 2026

Nina Kubota
President & CEO
New York City School Construction Authority
25-01 Jackson Avenue
Long Island City, New York 11101

Re: Conflicts of Interest Board Case Nos. 2026-303/a-b
(Larry Osborn, Brett Miller, and Lazar Mundrean)

Dear Ms. Kubota:

This is in response to your letter to the Conflicts of Interest Board (the "Board"), dated April 29, 2026, designating, pursuant to Board Rules Section 1-13(e)(1), New York City School Construction Authority ("SCA") employees Larry Osborn, Brett Miller, and Lazar Mundrean (collectively, the "Employees") to use City time and City resources to perform work for the New York Interagency Engineering Council ("NYIEC"), and requesting a determination by the Board, pursuant to Board Rules Section 1-13(e)(2), that they may take part in the business dealings between NYIEC and the City.

Relevant Facts

You advise that the Employees work in SCA's Design & Construction Innovation Management Department. Mr. Osborn is Director of Capital Improvement Program Design Review; he manages renovation projects and oversees the Specialty Testing Unit, which performs investigations to support the design work for SCA's Architectural and Engineering Department. Mr. Miller is a Managing Engineer and reviews the engineering design of renovation projects, new schools, and additions. Mr. Mundrean is a Mechanical Engineer and reviews mechanical, plumbing, and fire protection engineering designs.

You further advise that you have designated Mr. Osborn to serve as SCA's delegate to and treasurer of NYIEC, and Mr. Miller and Mr. Mundrean to serve as alternative delegates to NYIEC, a not-for-profit organization of professionals from government agencies, public benefit corporations, and public utilities that are active in engineering and architectural design and construction serving the New York City metropolitan region. NYIEC currently has 19 member agencies, including SCA. The four-member board of NYIEC is elected annually by delegates from each member agency. This year, representatives of National Grid, the New York City Transit Authority, and the

Port Authority of New York & New Jersey serve as board members. As treasurer, Mr. Moran would attend quarterly board meetings, manage the affairs of the organization with the input and approval of delegates, and prepare and issue annual dues invoices to member agencies, including SCA. The annual membership fee is set by the NYIEC board with the approval of the delegates of each member agency. As delegates and alternative delegates, the Employees would also attend quarterly meetings and plan NYIEC events, such as the annual luncheon, annual conference, and educational event. As SCA's delegate and alternative delegates, Mr. Osborn, Mr. Mundrean, and Mr. Miller would be involved with NYIEC's business dealings with SCA.

By your letter to the Board, you approve of the Employees' work on behalf of NYIEC as part of their work for SCA and seek the Board's approval for their participation in business dealings between NYIEC and the City.

Relevant Law

Charter Section 2604(b)(2), as interpreted in Board Rules Section 1-13, prohibits a public servant's use of City time or City resources for non-City purposes.

Board Rules Section 1-13(e) provides that an agency head may designate agency employees to perform work on behalf of a not-for-profit corporation, association, or other such entity that operates on a not-for-profit basis, including serving as a board member or other position with fiduciary responsibilities, provided that: (i) there is a demonstrated nexus between the proposed activity, the public servant's City job, and the mission of the public servant's agency, and such work furthers the agency's mission and is not undertaken primarily for the benefit or interests of the not-for-profit; (ii) the designated public servant takes no part in the entity's business dealings with the City at the entity or at their agency; and (iii) within 30 days the written designation is disclosed to the Board and will be posted on the Board's website.

A public servant designated pursuant to Board Rules Section 1-13(e)(1) may take part in the entity's business dealings with the City at the entity and/or at their agency if, after written approval of the agency head, the Board determines that there is a demonstrated nexus between the proposed participation, the public servant's City job, and the mission of the public servant's agency; and that such participation furthers the agency's mission and is not undertaken primarily for the benefit or interests of the not-for-profit entity. See Board Rules Section 1-13(e)(2).

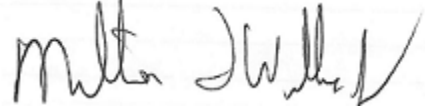
Advice

The Board has determined, based on the above representations and your written approval, that there is a demonstrated nexus between the Employees' work at SCA, their work for NYIEC, and the mission of SCA. The Board has also determined that the Employees' participation in the business dealings between the City and NYIEC furthers SCA's mission. Accordingly, the Employees may use City time and City resources to

perform work for NYIEC and may be involved in business dealings between NYIEC and the City. See Board Rules Section 1-13(e)(2).

The advice conveyed in this letter is conditioned on the correctness and completeness of the facts supplied to us. If such facts are in any respect incorrect or incomplete, the advice we have given to you may not apply. If at any time you would like further advice based on a change of circumstances or additional information, please contact us.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Milton L. Williams Jr.", with a stylized flourish at the end.

Milton L. Williams Jr.
Chair

cc: Wayne G. Hawley
Ifeoma Ike
Stephen Loffredo
Amy E. Millard

Lisa S. Secular
Larry Osborn
Brett Miller
Lazar Mundrean