



STATE OF NEW YORK  
**Authorities Budget Office**

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October 1, 2013

Mr. Roy A. Rucci  
President  
West Brighton Community Local Development Corporation  
705 Forest Avenue, 2nd Floor  
Staten Island, NY 10310

Dear Mr. Rucci:

Dear President Rucci and Directors of the West Brighton Community Local Development Corporation:

The **West Brighton Community Local Development Corporation** failed to file Annual Reports for the fiscal years ending (FYE) June 30, 2011, June 30, 2012, and June 30, 2013, Audit Reports for FYE June 30, 2012 and June 30, 2013 and December 31, 2012 and a Budget Report for the fiscal year ending June 30, 2014. As a result, the West Brighton Community Local Development Corporation was included on published lists of public authorities that are out of compliance with state law. These lists were released by the Authorities Budget Office (ABO) in July 2012, January 2013, and July 2013.

On February 27, 2013, the ABO sent a letter compelling the board of directors and chief executive officer to justify the authority's persistent failure to meet the reporting requirements of sections 2800, 2801, and 2802 of Public Authorities Law. In a March 4, 2013 letter the executive director responded "Please let us know what is needed and how to go about correcting this situation." The ABO responded in a March 5, 2013 email to you providing instructions on how to file and offering assistance if needed. On March 26, 2013 West Brighton Community Local Development Corporation submitted a copy of its audited financial statements for FYE June 30, 2011 but did not file an Annual Report for that year or reports for subsequent years.

As of October 1, 2013 the West Brighton Community Local Development Corporation remains out of compliance with the public disclosure, reporting and corporate governance provisions of Public Authorities Law. In addition, our records indicate that the board has failed to meet its statutory obligation to participate in mandatory training that focuses on the governance, accountability and ethical responsibilities of directors. Accordingly, pursuant to its powers under Section 6(2)(f) of Public Authorities Law, the ABO is sending this official letter of censure to the board of directors of the West Brighton Community Local Development Corporation.

As a public authority, the West Brighton Community Local Development Corporation is expected to be timely and transparent with its financial reporting and to be accountable to the public. This letter of censure is the result of the board's collective failure to take appropriate action when the authority was previously warned that it was out of compliance. Those warnings constitute reasonable evidence that the board and the authority's management were made aware of this situation. The fact you continue to ignore your legal obligations is unacceptable. This behavior demonstrates a fundamental misunderstanding of your fiduciary responsibilities and is a serious violation of your duty as a director or officer of this authority.

This letter is being made part of the public record. Disclosure of this censure letter may be required by federal securities law, should the authority finance debt in the future. Furthermore, should the board of directors and the chief executive officer fail to bring the West Brighton Community Local Development Corporation into compliance, the ABO may take additional steps, including initiating legal action, to access the records, books, and financial documents of the authority.

Sincerely,

David Kiderra  
Director

cc: Carol DiMarco, Vice President  
Richard Boyle, Corporate Secretary  
Keith Christensen, Treasurer  
Michael Behar, Board Member  
Robert Bernabe, Board Member  
Loretta O'Malley, Board Member  
John Pitera, Board Member  
Neal Segal, Board Member  
James H. Thomson, Board Member

Loretta Cauldwell, Executive Director  
Assemblyman Matthew Titone  
Senator Diane J. Savino