

MINUTES OF A REGULAR MEETING OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
HELD ON WEDNESDAY, OCTOBER 8, 2014 AT 6:00 P.M.
AT THE OFFICES OF THE AUTHORITY
101 INTERCHANGE PLAZA, CRANBURY
(SOUTH BRUNSWICK), NEW JERSEY

Present were:

Leonard J. Roseman, Chairman
Robert J. Mantz, Vice-Chairman
Camille Fernicola
Anthony Raczynski

Absent: Jacque Eaker, Secretary

Also present were:

Jane Leal, Ed Windas, Middlesex County Improvement Authority
Daria Anne Venezia, Esq., Venezia & Nolan, P.C., Counsel to the Authority
Anthony Pannella, Esq., Wilentz, Goldman & Spitzer, Bond Counsel
David J. Samuel, CME Associates, Authority Engineer

After the salute to the flag, the Chairman called the meeting to order. Ms. Venezia read the following statement: "This meeting today conforms with Chapter 231, P.L. 1975 called the 'Open Public Meeting Act' and as per the requirements of the statute, notification of the meeting was published in The Star Ledger and Home News Tribune and filed with the Clerk of Middlesex County."

The first item on the agenda was correspondence. The Chairman stated that all reports and communications are contained in the member packages.

Upon motion duly made by Robert J. Mantz, seconded by Anthony Raczynski and unanimously approved by the members present, the Financial Report was received and filed with the minutes.

Mr. Windas provided the Recycling Report and reported on the amount of material collected in the curbside program. 1,820 tons of material has been collected from the 14 towns participating. This is an increase of 3.5%. Eight new homes were added to the program making the total number of homes serviced 89,520. 694 tons of material was recycled in the yard waste program with the largest component being grass. The amount of material recycled will increase soon due to the leaf season.

The next item on the agenda was the Golf Course Report. The Chairman stated that the Authority will be working with a golf management company to improve golf operations.

The next item on the agenda was the Financing Report. Mr. Pannella stated that the 2014 equipment financing closed on September 30th. Mr. Pannella also reported that Resolutions (a) and (b) on the agenda involve approvals for the refunding of the 2008 Middlesex Regional Educational Services Commission Bonds. The refunding should result in significant savings to the Commission. The application to the Local Finance Board will be made in November. Lastly, Mr. Pannella explained Resolution (m) involving the New Brunswick Apartments Residential Housing Project. The bonds issued by the Authority for that project are being refunded and financing will come from FANNIE MAE. There are certain documents which will need to be signed in connection with the refunding. The resolution authorizes certain officers to sign the documents. Any fees of the Authority in this matter are going to be paid by the borrower.

Ms. Fernicola had a question about the Heldrich financing. Mr. Pannella explained the status of the bonds issued for the project and the fees due to the Authority.

Upon motion duly made by Robert J. Mantz and seconded by Anthony Raczynski, the Economic Development report was received.

The next item on the agenda was Old Business. There being no Old Business, the meeting proceeded to New Business and a discussion of the resolutions. Ms. Leal stated Resolutions (a) and (b) were described by Mr. Pannella. Resolution (c) approves the annual interlocal agreement with the County of Middlesex for the operation of the Roosevelt Park Ice Skating Facility. In conjunction with the operation of the facility, Resolution (d) approves the procurement of ice skating instruction services.

Ms. Leal explained Resolution (e) authorizing a one year extension of the septic waste removal contract at Tamarack Golf Course. Resolution (f) approves the one year extension of the food and beverage concession contract at The Meadows. Ms. Leal explained that this is the final year under the bid. Resolution (g) approves an increase in the certification of funds for the HVAC contract.

With respect to Roosevelt Care Center, Resolution (h) accepts the low bid of Above the Mark Landscaping and awards a contract for snow removal services at the Edison site. Resolution (i) authorizes the second rejection of the bid for medical equipment maintenance and inspections. The second round of bidding still resulted in a bid exceeding the budget for the service. The facilities will be reviewing the scope of services in an effort to decrease the cost. Resolution (j) approves a contract under the State contract list for electronic communications between the facilities. The contract is with Verizon. Also approving a State contract, Resolution (k) authorizes a contract for software and hardware maintenance. Resolution (l) approves a change order to increase the contract amount of the contract for HVAC services at Roosevelt Care Center at Old Bridge.

Resolution (m) was explained by Mr. Pannella. Resolution (n) authorizes engineering services for the Open Space and Farmland Preservation Program for a site in Perth Amboy.

The next item on the agenda was the approval of the minutes of the meeting of September 10, 2014. Upon motion duly made by Anthony Raczynski, seconded by Camille Fernicola and approved by the members present, the minutes of the meeting of September 10, 2014 were approved.

The Chairman invited the public to comment on the resolutions. There being no response from the public, upon motion duly made by Robert J. Mantz, seconded by Anthony Raczynski and unanimously approved by the members present, the members determined to consider the resolutions by consent and adopted the following resolutions:

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
APPROVING FINANCING INVOLVING THE REFUNDING OF ALL OR A PORTION
OF THE OUTSTANDING COUNTY-GUARANTEED LEASE REVENUE BONDS
(MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION PROJECTS),
SERIES 2008 AND REQUESTING FREEHOLDER APPROVAL AND CONSENT**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on October 8, 2014; and

WHEREAS, the Authority has considered a project to refund all or a portion of the Authority’s outstanding County-Guaranteed Lease Revenue Bonds (Middlesex Regional Educational Services Commission Project), Series 2008 (the “Bonds”) and issue County Guaranteed Revenue Refunding Bonds (Middlesex Regional Educational Services Commission Project), Series 2014 in an amount not to exceed \$34,000,000 (the “Refunding Bonds”) to refund all or a portion of the Bonds (the “Project”); and

WHEREAS, the Authority believes:

- (a) it is in the public interest to accomplish such purpose; and
- (b) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the local units serviced by the County and the Authority; and

WHEREAS, the Authority has reviewed the Project and believes:

- (a) the amounts to be expended on said purpose are not unreasonable or exorbitant; and
- (b) the proposal is an efficient and feasible means of providing the financing for the Project; and

WHEREAS, the Authority is desirous of approving the Project and obtaining the approval of the Board of Chosen Freeholders of the County for the financing of the Project through and by the Authority and the consent of the County to the guaranty of the Refunding Bonds.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, AS FOLLOWS:

1. The Project is hereby approved by the Authority.
2. The request to the Board of Chosen Freeholders of the County for consent to and approval of the financing of the Project through and by the Authority is hereby approved.
3. The Board of Chosen Freeholders of the County is hereby respectfully requested to approve the Project for financing through and by the Authority and to guaranty the performance of the Refunding Bonds in connection therewith.

4. Authority counsel is hereby authorized and directed to forward a letter to the Board of Chosen Freeholders of the County requesting the County's approval and consent as set forth herein.

5. This Resolution shall take effect immediately.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING APPLICATION TO BE MADE TO THE LOCAL FINANCE BOARD
PURSUANT TO N.J.S.A. §40A:5A-6 FOR REVIEW OF PROPOSED SECURITY
DOCUMENTS AND PROPOSED FINANCING DOCUMENTS IN CONJUNCTION
WITH THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING
COUNTY GUARANTEED LEASE REVENUE BONDS (MIDDLESEX REGIONAL
EDUCATIONAL SERVICES COMMISSION PROJECT), SERIES 2008**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on October 8, 2014; and

WHEREAS, the Authority has heretofore by resolution adopted on the date hereof determined to provide financing for the issuance of the Authority’s County Guaranteed Revenue Refunding Bonds, Series 2014 (Middlesex Regional Educational Services Commission Project) (the “Bonds”) in an amount not to exceed \$34,000,000 to refund all or a portion of the Authority’s outstanding County Guaranteed Lease Revenue Bonds (Middlesex Regional Educational Services Commission Projects), Series 2008 (the “Project”); and

WHEREAS, any proposed project financing undertaken by the Authority must be reviewed by the Local Finance Board prior to proceeding with the Project; and

WHEREAS, conditioned upon the approval of the Board of Chosen Freeholders of the County of Middlesex (the “County”) of the Project and the guaranty by the County of the Bonds, the Authority desires to make an application to the Local Finance Board for review of the proposed Project financing and the proposed security documents and financing documents in connection therewith; and

WHEREAS, the Authority believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) such purpose or improvement is for the health, welfare, convenience or betterment of the inhabitants of the County;
- (c) the amounts to be expended for said purpose or improvement are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and reasonable means of providing services for the needs of the inhabitants of Middlesex County and such purpose or improvement will not cause an undue financial burden to be placed upon the County.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The making of an application to the Local Finance Board is hereby approved, and the preparation and filing of the application by Wilentz, Goldman & Spitzer, P.A., Bond Counsel to the Authority (“Bond Counsel”) and Phoenix Advisors, LLC, Financial Advisor to the Authority (“Financial Advisor”), along with other representatives of the Authority, is hereby authorized and directed and Bond Counsel, the Financial Advisor and other representatives of the Authority are each hereby authorized and directed to represent the Authority in matters pertaining thereto.

2. It is hereby delegated to the Chairman, Vice-Chairman and Secretary of the Authority upon consultation with Bond Counsel, General Counsel and the Financial Advisor to the Authority to, and each are hereby authorized and directed to, approve such application and to execute certification pages to the application and one of their signatures on the application shall be conclusive evidence of the approval thereof.

3. The Secretary of the Authority is hereby authorized and directed to prepare and file certified copies of this Resolution with the Local Finance Board in conjunction with the submission of such application.

4. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statutes.

5. The Chairman, Vice Chairman and Secretary of the Authority are each hereby authorized and directed to undertake such actions, perform any such obligations and execute and deliver such documents, agreements and instruments necessary or appropriate, as applicable, upon advice of and consultation with Bond Counsel, General Counsel and the Financial Advisor to the Authority, to effectuate the transactions contemplated by the application and to consummate the issuance of the Bonds.

6. This resolution shall take effect immediately.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING OPERATION AGREEMENT WITH COUNTY OF MIDDLESEX FOR
OPERATION OF ICE SKATING FACILITY AND APPROVING RATE STRUCTURE
FOR ICE SKATING FACILITY**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, pursuant to N.J.S.A. 40:37A-54(n), the Authority is empowered to improve, further and promote the tourist industries and recreational attractiveness of the County of Middlesex (the "County") through the planning, acquisition, construction, improvement, maintenance and operation of facilities for the recreation and entertainment of the public; and

WHEREAS, the County has heretofore undertaken a project involving the construction of an ice skating facility (the “Facility”) in Roosevelt Park; and

WHEREAS, the Authority has in the past assisted the County in the operation of the Facility; and

WHEREAS, the County has requested the assistance of the Authority in the operation of the Facility for the coming season; and

WHEREAS, the Authority is desirous of entering into an agreement with the County whereby the Authority will assist the County in the operation of the Facility; and

WHEREAS, the Authority is authorized to enter into any and all agreements or contracts, execute any and all instruments and do and perform any and all acts or things necessary, convenient or desirable for the purposes of the Authority or to carry out any power expressly given in the County Improvement Authorities Law; and

WHEREAS, the County and the Authority would like to enter into an agreement for the Authority to assist in the operation of the Facility on behalf of the County; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(o), the Authority may fix and collect any facility charges for the use of the Facility; and

WHEREAS, the Authority would like to authorize and approve an agreement with the County in connection with the operation of the Facility and approve a fee structure for the Facility for the 2014/2015 operating year in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority authorizes and approves the agreement with the County in substantially the form attached with such changes as shall be approved by the Chairman on advice of counsel.

2. The Authority authorizes the Chairman or Vice-Chairman to execute the agreement on behalf of the Authority and the Secretary to attest to the signature of the Chairman or Vice-Chairman appearing thereon and to affix the seal of the Authority thereto.

3. The Authority authorizes the Executive Director to take acts reasonable and necessary in conjunction with the Authority's performance of its obligations under the agreement and authorizes the Executive Director to approve any marketing efforts and promotions to encourage use of the Facility.

4. The Authority approves the fee structure for the Facility as set forth on Schedule A attached hereto and made a part hereof and authorizes implementation of the fees at the Facility.

5. This Resolution shall be conditioned upon and effective upon the County's approval of the agreement.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING PROCUREMENT OF ICE SKATING INSTRUCTION SERVICES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, pursuant to the County Improvement Authorities Law, N.J.S.A. 40:37A-44 et seq., the Authority is empowered to improve, further and promote the tourist industries and

recreational attractiveness of the County of Middlesex (the "County") through the planning, acquisition, construction, improvement, maintenance and operation of facilities for the recreation and entertainment of the public; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is authorized to enter into any and all agreements or contracts and do and perform any and all acts and things necessary, convenient and desirable for the purposes of the Authority subject to the Local Public Contracts Law; and

WHEREAS, in accordance with this statutory provision the Authority has determined to assist in the operation of the Ice Skating Facility (the "Facility") at Roosevelt Park for the County of Middlesex pursuant to an operation agreement (the "Agreement") heretofore approved by the Authority; and

WHEREAS, the Authority requires certain ice skating instruction services (the "Services") for the Facility; and

WHEREAS, the procurement of the Services are an exception to the public bidding requirements of the Local Public Contracts Law; and

WHEREAS, the Certifying Finance Officer has certified that the value of the contract will not exceed \$17,500.00; and

WHEREAS, the Authority would like to authorize the procurement of the Services for the Facility in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority authorizes the procurement of the Services from Svetlana Dragaeva, Diane Freeman, Isabella Guddat, Stanislav Joukov, Louise M. Petri and Margaret Simonovich at the rate of \$28.00 per half hour session. Such instructors shall provide proof of insurance and such other documents and/or contracts satisfactory to the Executive Director.

2. The Secretary is directed to cause a brief notice of this authorization to be published pursuant to N.J.S.A. 40A:11-5(1)(a)(i).

3. The Certifying Finance Officer has certified that the funds for the Services are available from and can be obtained from the funds of the Authority and will be re-imbursed by the County.

4. This Resolution shall be conditioned upon and effective upon the County's approval of the Agreement.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u> 1
Roseman, Leonard J.	x				
Mantz, Robert J.	x				
Eaker, Jacque					x
Fernicola, Camille	x				
Raczynski, Anthony	x				

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
EXERCISING OPTION TO EXTEND TERM OF CONTRACT FOR SEPTIC TANK
WASTE REMOVAL
SERVICES - TAMARACK GOLF COURSE**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), a county improvement authority is empowered to enter into any and all agreements or contracts, execute any and all instruments and do and perform any and all acts or things necessary, convenient or desirable for the purposes of the Authority or to carry out any power given in the County Improvement Authorities Law, N.J.S.A. 40:37A-44 et seq., subject to the "Local Public Contracts Law," N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Authority requires septic tank waste removal services (the "Services") for Tamarack Golf Course; and

WHEREAS, the Authority prepared a bid specification package, advertised for bids for the Services and by Resolution 12-152 duly adopted by the Authority on November 14, 2012, awarded a contract for the Services to Atlas Septic Inc.; and

WHEREAS, the Authority reserved the option of extending the term of the contract for the Services for a period of one (1) year; and

WHEREAS, the Authority finds that the Services are being provided in an effective and efficient manner; and

WHEREAS, the Authority would like to authorize extension of the term of the contract for the Services with Atlas Septic Inc. for a period of one (1) year in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority finds that the Services are being provided by Atlas Septic, Inc. in an effective and efficient manner.

2. The Authority hereby exercises the option and extends the term of the contract with Atlas Septic Inc. for the provision of the Services at a cost of \$0.064 per gallon for a period of one (1) year.

3. The Certifying Finance Officer has certified that the funds for the Services are available from the funds of the Authority and will be included in next year's budget.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque						x
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING EXTENSION OF CONTRACT FOR FOOD AND BEVERAGE
CONCESSION AT MEADOWS AT MIDDLESEX GOLF COURSE**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, pursuant to N.J.S.A. 37A-54(h), the Authority is empowered to improve, further and promote the tourist industries and recreational attractiveness of the County through the planning, acquisition, construction, improvement, maintenance and operation of facilities for the entertainment and recreation of the public; and

WHEREAS, in furtherance of this statutory provision, the Authority operates The Meadows at Middlesex Golf Course (the "Golf Course"); and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), a county improvement authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts or things necessary, convenient or desirable for the purposes of the authority or to carry out any power given in the County Improvement Authorities Law, N.J.S.A. 40:37A-44, et seq., subject to the "Local Public Contracts Law," N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the Authority is in need of services for the provision of the food and beverage concession at the Golf Course (the "Services"); and

WHEREAS, the Authority prepared a bid specification package, publicly advertised for bids for the provision of the Services and by Resolution 13-04 duly adopted by the Authority on January 9, 2013, awarded a contract for the Services to VS Services, LLP ("VS Services"); and

WHEREAS, the Authority reserved the option in the contract to extend the term of the contract for two additional periods of one (1) year; and

WHEREAS, by Resolution 13-232 duly adopted by the Authority on December 11, 2013, the Authority exercised the first extension option; and

WHEREAS, the Authority finds that the Services are being provided in an effective and efficient manner; and

WHEREAS, the Authority would like to exercise the second option and extend the term of the contract with VS Services for a period of one (1) year in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority hereby finds that the Services are being provided in an effective and efficient manner.

2. The Authority hereby authorizes the second extension of the contract with VS Services for the provision of the Services for a period of one (1) year.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING INCREASE IN CERTIFICATION OF FUNDS TO CONTRACT FOR
HVAC REPAIR AND MAINTENANCE SERVICES
(GOLF COURSES AND RECYCLING DIVISION OFFICE)**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), a county improvement authority is empowered to enter into any and all agreements or contracts, execute any and all instruments and do and perform any and all acts or things necessary, convenient or desirable for the purposes of the Authority or to carry out any power given in the County Improvement Authorities Law, N.J.S.A. 40:37A-44 et seq., subject to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Authority requires certain HVAC repair and maintenance services (the “Services”) for the Recycling Division offices and the clubhouses at the Golf Courses; and

WHEREAS, by Resolution 14-54 duly adopted by the Authority on March 12, 2014, the Authority awarded a contract for the Services to Titan Mechanical Service LLC; and

WHEREAS, the contract was awarded to Titan Mechanical Service LLC based on the labor rate bid; and

WHEREAS, the Authority would like to authorize an increase in the certification of funds for the contract with Titan Mechanical Service LLC in accordance with this Resolution.

NOW, THEREFORE IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority hereby authorizes an increase in the certification of funds for the contract for the Services with Titan Mechanical Service LLC.

2. The Certifying Finance Officer has certified that the funds for the increase are available from the funds of the Authority and the Certifying Finance Officer is authorized to increase the certification of funds for the contract by the amount of \$5,000.00.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AWARDING CONTRACT FOR SNOW REMOVAL SERVICES - ROOSEVELT CARE
CENTER AT EDISON**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, the Authority operates Roosevelt Care Center at Edison; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A: 11-1 et. seq.; and

WHEREAS, the Authority requires the provision of snow removal services (the “Services”) for Roosevelt Care Center; and

WHEREAS, the Authority prepared and issued a bid specification package and publicly advertised for bids for the Services; and

WHEREAS, the Authority received bids for the Services from Black Rock Enterprises, LLC and Above the Mark Landscaping; and

WHEREAS, the bid of Above the Mark Landscaping was the lowest responsive, responsible bid received for the Services; and

WHEREAS, the Authority would like to accept the bid of Above the Mark Landscaping and award a contract for the Services to Above the Mark Landscaping in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority hereby accepts the bid of Above the Mark Landscaping and awards a contract to Above the Mark Landscaping for the Services in accordance with the bid proposal attached hereto and made a part hereof at a cost not to exceed \$ 78,260.00.

2. The Authority authorizes the Chairman or Vice-Chairman to execute the contract with Above the Mark Landscaping in the form contained in the bid specification package. The Secretary of the Authority is authorized to attest to the signature of the Chairman or Vice-Chairman appearing thereon and to affix the seal of the Authority thereto.

3. The Certifying Finance Officer has certified that the funds for the Services are available from and can be obtained from the funds of the Authority and will be included in next year's budget.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Raczynski, Anthony	x					
Fernicola, Camille	x					

RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY REJECTING BID FOR MEDICAL EQUIPMENT REPAIR/INSPECTION SERVICES FOR ROOSEVELT CARE CENTER FACILITIES

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, the Authority operates the long term care facilities Roosevelt Care Center at Edison and Roosevelt Care Center at Old Bridge (collectively, "Roosevelt Care Center"); and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A: 11-1 et. seq.; and

WHEREAS, the Authority requires the provision of medical equipment repair, inspection and preventative maintenance services at Roosevelt Care Center (the "Services"); and

WHEREAS, the Authority prepared and issued a bid specification package, publicly advertised for bids for the Services and received a bid for the Services from Quality Medical Group, Inc.; and

WHEREAS, the bid of Quality Medical Group, Inc. exceeds the cost estimate for the Services; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2, the Authority may reject all bids where the lowest bid substantially exceeds the cost estimate for the goods and services; and

WHEREAS, the Authority would like to reject the bid of Quality Medical Group, Inc. in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority hereby finds that the bid of Quality Medical Group, Inc. substantially exceeds the cost estimate for the Services.

2. The Authority hereby rejects the bid of Quality Medical Group, Inc. in accordance with N.J.S.A. 40A:11-13.2.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING CONTRACT UNDER STATE APPROVED VENDOR LIST FOR
ROOSEVELT CARE CENTER FACILITIES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on October 8, 2014; and

WHEREAS, the Authority operates Roosevelt Care Center at Edison and Roosevelt Care Center at Old Bridge (collectively, “Roosevelt Care Center”); and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, the Authority is authorized to purchase any materials, supplies or equipment without publicly advertising for bids, under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury (the “State”); and

WHEREAS, purchases made through the State contract are considered procured through a fair and open process in accordance with N.J.S.A. 19:44A-20.4; and

WHEREAS, the Authority requires the provision of Ethernet private line service between the Roosevelt Care Center facilities (the “Services”); and

WHEREAS, Verizon Business Network Services, Inc. (“Verizon”) provides the Services under State contract; and

WHEREAS, the Authority would like to authorize purchase of the Services from Verizon under State contract #T1776 in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority authorizes the purchase of the Services from State approved vendor Verizon under State Contract #T1776 at the cost of \$4,738.00 per month for a total cost over the three year term not to exceed \$ 170,776.80.

2. The Authority authorizes the Chairman to execute any contract or agreement with Verizon required to effectuate the provision of the Services as authorized herein.

3. The Certifying Finance Officer has certified that the funds for the Services are available from and can be obtained from the funds of the Authority and will be included in future years' budgets.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING CONTRACT FOR MAINTENANCE OF PROPRIETARY
HARDWARE AND SOFTWARE WITH STATE APPROVED VENDOR AT
ROOSEVELT CARE CENTER AT OLD BRIDGE**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on October 8, 2014; and

WHEREAS, the Authority operates Roosevelt Care Center at Old Bridge (“Roosevelt Care Center”); and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12, the Authority is authorized to purchase any materials, supplies or equipment without publicly advertising for bids, under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury (the “State”); and

WHEREAS, purchases made through the State contract are considered procured through a fair and open process in accordance with N.J.S.A. 19:44A-20.4; and

WHEREAS, the Authority requires the provision of proprietary hardware and software maintenance for Roosevelt Care Center at Old Bridge (the “Services”); and

WHEREAS, Presidio Network Solutions Group, LLC through Cisco (“Presidio”) provides the Services under State contract; and

WHEREAS, the Authority would like to authorize purchase of the Services from Presidio under State Contract #87720 in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority authorizes the purchase of the Services from State approved vendor Presidio under State Contract #87720 at a cost of \$ 30,516.61.

2. The Authority authorizes the Licensed Administrator of Roosevelt Care Center at Old Bridge to execute any contract, purchase order or agreement with Presidio required to effectuate the provision of the Services as authorized herein.

3. The Certifying Finance Officer has certified that the funds for the Services are available from and can be obtained from the funds of the Authority and will be included in future budgets.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u> 1
Roseman, Leonard J.	x				
Mantz, Robert J.	x				
Eaker, Jacque					x
Fernicola, Camille	x				
Raczynski, Anthony	x				

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING CHANGE ORDER TO CONTRACT FOR MAINTENANCE AND
SERVICE OF HVAC EQUIPMENT AT ROOSEVELT CARE CENTER – OLD BRIDGE**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 8, 2014; and

WHEREAS, the Authority operates the long term care facility Roosevelt Care Center at Old Bridge (“RCC-OB”); and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A: 11-1 et. seq.; and

WHEREAS, the Authority requires the provision of services for maintenance and service of the HVAC equipment (the “Services”) at RCC-OB; and

WHEREAS, the Authority prepared and issued a bid specification package and publicly advertised for bids for the Services; and

WHEREAS, by Resolution 13-135 duly adopted by the Authority on July 10, 2013 the Authority awarded a contract for the Services to Jersey State Controls; and

WHEREAS, the Authority would like to authorize a change order to the contract with Jersey State Controls to increase the annual cost of the contract in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority hereby authorizes a change order to the contract for the Services with Jersey State Controls to increase the contract amount by \$2,000.00.

2. The Certifying Finance Officer has certified that the funds for the change order are available from and can be obtained from the funds of the Authority and will be included in the future budget.

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u> 1
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Roseman, Leonard J.	x	
Mantz, Robert J.	x	
Eaker, Jacque		x
Fernicola, Camille	x	
Raczynski, Anthony	x	

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING CERTAIN ACTIONS IN CONNECTION WITH THE AUTHORITY’S
\$14,940,000 REVENUE BONDS (NEW BRUNSWICK APARTMENTS RESIDENTIAL
RENTAL HOUSING PROJECT), SERIES 2002**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on October 8, 2014; and

WHEREAS, the Authority issued \$14,940,000 Revenue Bonds (New Brunswick Apartments Residential Rental Housing Project), Series 2002 (the “Bonds”); and

WHEREAS, New Brunswick Apartments, LLC, the borrower, has indicated its intention to redeem the Bonds; and

WHEREAS, in conjunction with the redemption and defeasance of the Bonds, it may be necessary for the Authority to approve, execute and deliver certain documents; and

WHEREAS, the Authority would like to authorize the approval, execution and delivery of any documents on behalf of the Authority necessary in conjunction with the redemption and defeasance of the Bonds.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY, AS FOLLOWS:

1. The Chairman is hereby authorized to approve any documents, certificates, agreements, riders and instruments necessary or proper for carrying out the transactions contemplated by this Resolution.

2. The Chairman, Vice-Chairman, Secretary, Executive Director or any other Authority officer, official or professional, be and each of them hereby is, authorized and directed to execute and deliver any and all documents, certificates, agreements, riders and instruments, including but not limited to, a Fannie Mae Rider to a Tax Regulatory Agreement by and among the Middlesex County Improvement Authority, Commerce Bank, National Association and New Brunswick Apartments, LLC dated December 1, 2002, and to do and cause to be done any and all acts and things necessary or proper for carrying out the transactions contemplated by this Resolution.

3. The execution by such officers of any such documents, certificates, agreements or riders with such changes as shall be approved by the Chairman on advice of counsel shall be conclusive evidence of the approval of such changes, insertions or omissions and no further ratification or other action by the Authority members shall be required with respect thereto.

4. This Resolution shall take effect immediately.

Recorded Vote: Aye 4 No Abstain Absent 1

Roseman, Leonard J.	x	
Mantz, Robert J.	x	
Eaker, Jacque		x
Fernicola, Camille	x	
Raczynski, Anthony	x	

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING ENGINEERING SERVICES
FOR OPEN SPACE AND FARMLAND PRESERVATION PROGRAM**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on October 8, 2014; and

WHEREAS, the Authority has heretofore accepted the duties and function of negotiating for the purchase of properties (the “Properties”), conducting due diligence on the Properties and entering into contracts on behalf of the County of Middlesex (the “County”) as agent for the County with respect to the County’s Open Space Plan and Farmland Preservation Program (the “Program”) and has approved an agreement (the “Agreement”) with the County undertaking the aforementioned duties and functions on behalf of the County; and

WHEREAS, the County has included the Anchor Marine aka Duane Marine Property in the City of Perth Amboy (hereinafter referred to as the “Site”) in the Program; and

WHEREAS, the Authority requires the provision of engineering services (the “Services”) for the due diligence and negotiation functions to be performed by the Authority pursuant to the Agreement for the Site; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55(t), the Authority is empowered to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts and things necessary, convenient or desirable for the purposes of the Authority, subject to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the provision of the Services are an exception to the public bidding requirements of the Local Public Contracts Law as a professional service pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Authority undertook a fair and open process pursuant to N.J.S.A. 19:44-20.4 et seq. to qualify engineers for the Program; and

WHEREAS, by Resolutions duly adopted by the Authority on December 11, 2013, the Authority qualified vendors as set forth in the resolutions to provide engineering services for the Program pursuant to the fair and open process; and

WHEREAS, the Authority would like to authorize the provision of the Services for the Site in accordance with this Resolution.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MEMBERS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AS FOLLOWS:

1. The Authority accepts the following proposal to provide the Services for the Site:

<u>Site</u>	<u>Vendor/Services</u>	<u>Cost Not to Exceed</u>
Anchor Marine/Duane Marine	Najarian Associates	\$ 5,000.00
City of Perth Amboy	Environmental Consulting Services	

2. The Certifying Finance Officer of the Authority has certified that the funds for the provision of the Services are available from and can be obtained from the funds of the Authority and will be reimbursed by the County pursuant to the Agreement.

3. The Secretary of the Authority is authorized to publish a brief notice of the authorization pursuant to N.J.S.A. 40A:11-5(l)(a)(i).

<u>Recorded Vote:</u>	<u>Aye</u>	4	<u>No</u>	<u>Abstain</u>	<u>Absent</u>	1
Roseman, Leonard J.	x					
Mantz, Robert J.	x					
Eaker, Jacque					x	
Fernicola, Camille	x					
Raczynski, Anthony	x					

The next item on the agenda was the approval of the payment of expenses. Upon motion duly made by Robert J. Mantz, seconded by Camille Fernicola and unanimously approved by the members present, the following resolution was adopted:

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
PAYMENT OF EXPENSES**

It is hereby resolved by the members of the Middlesex County Improvement Authority at its meeting of October 8, 2014, that payments as itemized on the attached bill list, attached hereto and made a part hereof, in the total amount of \$2,751,539.40 are authorized to be paid out of the Middlesex County Improvement Authority Account.

This is to certify that the payments on the attached bill list, in the total amount of \$2,751,539.40 are correct and just and payment should be approved.

/s/ Richard Pucci
Richard Pucci, Executive Director

/s/ Leonard J. Roseman
Leonard J. Roseman

The Chairman invited the public to comment. There being no response from the public, upon motion duly made by Robert J. Mantz and seconded by Camille Fernicola, the meeting was adjourned.

/s/Daria Anne Venezia
Daria Anne Venezia
Secretary of the Meeting