

MINUTES OF A REGULAR MEETING OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
HELD ON WEDNESDAY, JANUARY 14, 2015 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
Jacque Eaker, Secretary
Camille Fernicola

Absent:

Anthony Raczynski

Also present were:

Richard Pucci, Executive Director
Jane Leal, Lory Cattano, Ed Windas, Middlesex County Improvement Authority
Daria Anne Venezia, Esq., Venezia & Nolan, P.C., Authority General Counsel
David J. Samuel, CME Associates, Authority Engineer
Anthony Pannella, Esq., Wilentz, Goldman & Spitzer, Bond Counsel
Freeholder Deputy Director Carol Barrett Bellante

The Chairman requested special attention to the salute to the American flag. 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 Chairman stated that the Authority would be considering a closed session. Upon motion duly made by Jacque Eaker, seconded by Robert J. Mantz and unanimously approved by the members present, the following resolution was adopted:

RESOLUTION OF THE MIDDLESEX COUNTY
IMPROVEMENT AUTHORITY
AUTHORIZING CLOSED SESSION

WHEREAS, a meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Authority is subject to the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that a closed session, not open to the public, may be held for certain specified purposes when authorized by Resolution of the Authority; and

WHEREAS, it is necessary for the Authority to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

_____ (1) *Matters Required by Law to be Confidential:* Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

_____ (2) *Matters Where the Release of Information Would Impair the Right to Receive Funds.* Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____ (3) *Matters involving Individual Privacy:* Any material, the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any education, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to, information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

_____ (4) *Matters Relating to Collective Bargaining Agreements:* Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

_____ (5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

_____ (6) *Matters Relating to Public Safety and Property:* Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

 x (7) *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

_____ (8) *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, of promotion, or of disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affect request in writing that such matter or matters be discussed at a public meeting.

_____ (9) *Matters Relating to the Potential Imposition of a Penalty:* Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party.

NOW, THEREFORE, BE IT RESOLVED by the Middlesex County Improvement Authority that the meeting be closed to the public, for the discussion of matters relating the specific items designated above.

<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 meeting returned to Open Session. The first item on the agenda was correspondence. Mr. Pucci stated that the correspondence is included in the packages.

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

Mr. Windas presented the Recycling Report. 2,067 tons of material were collected curbside in the month of December. Year to date tonnage totals 21,348. This past year the yard waste total declined slightly due to less brush being recycled. The prior year’s number reflected the brush from Superstorm Sandy. Mr. Windas stated that the latest figures show that Middlesex County is #1 in the State at a recycling percentage of 65%. This is the sixteenth time the County has surpassed the 60% goal. The Chairman congratulated Mr. Windas on a job well done.

Camille Fernicola moved that the Golf Course Report be received and filed. Jacque Eaker seconded the motion. Mr. Pucci observed that a number of private courses are now allowing public play due to declining memberships. The golf industry is challenged due to the market getting smaller and the waning interest in younger people.

Under the Financing Report, Mr. Pannella reported that there may be an opportunity for the senior bonds of the Heldrich financing to be refunded. This financing could potentially include resolution of outstanding sums due to the Authority. The savings on the refunding could be substantial.

Upon motion duly made by Robert J. Mantz and seconded by Jacque Eaker the Economic Development report was received and filed.

There being no Old Business, the meeting proceeded to a discussion of New Business and the Resolutions. Mr. Pucci explained Resolution (a) which appoints a commissioner and alternate commissioner to the Middlesex County Joint Health Insurance Fund. Mr. Pucci stated that the new alternate is required under (a) as Jane Leal is retiring. Mr. Pucci personally thanked Jane for her 21 years of outstanding professional service to the Authority. Without Jane, the Authority would not be what it is today. The Chairman echoed these sentiments.

Resolution (b) appoints Alan Fialka as commissioner for the Middlesex County Joint Health Insurance Fund for the Roosevelt Care Center facilities.

Resolution (c) authorizes the performance of arbitrage rebate calculations by BLX Group.

With respect to financing, Resolution (d) acknowledges the review of the Local Finance Board with respect to the Middlesex Educational Services Commission Refunding. Mr. Pannella stated that the resolution is merely an acknowledgement of the receipt of the Local Finance Board resolution. The Authority's resolution in no manner exhibits an agreement to the terms of the Local Finance Board resolution; it is merely an acknowledgement of receipt.

Resolution (e) authorizes an extension of the contract for cleaning services with the current vendor at an annual cost of \$24,960.00.

Resolution (f) approves an agreement with the Middlesex County Utilities Authority for funding for certain programs. Resolution (g) concerns the contract for recycling collection and marketing services. Mr. Pucci explained that bids were received for a contract for a five (5) year term. Bids were received from Central Jersey and Waste Management. It is recommended that both bids be rejected as the costs far exceed the estimate and budget. The recycling manager and engineer will be reviewing the bid. The Chairman stated that the Authority is looking for a solution that will be less costly.

Resolution (h) awards a three year contract for food service and food service management at the Roosevelt Care Center facilities. Two bids were received for the services and it is recommended that the award of the contract be made to the low bidder, Healthcare Services. Resolution (i) authorizes payment to Care Associates Network for the annual membership fee for the Roosevelt Care Center facilities. Lastly concerning the Roosevelt Care Center facilities, Resolution (j) authorizes an amendment to a contract through the NJHA.

Resolution (k) approves engineering services for the Open Space and Farmland Preservation Program.

The next item on the agenda was approval of the minutes of the meeting of December 10, 2014. Upon motion duly made by Jacque Eaker, seconded by Robert J. Mantz with an abstention by Camille Fernicola, the minutes of the meeting of December 10, 2014 were approved. Upon motion duly made by Jacque Eaker, seconded by Robert J. Mantz with an abstention by Camille Fernicola, the minutes of the special meeting of December 30, 2014 were approved.

The Chairman invited the public to comment on the resolutions. There being no public comment, the meeting proceeded to consideration of the resolutions. Upon motion duly made by Camille Fernicola, seconded by Jacque Eaker 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
APPOINTING COMMISSIONER AND ALTERNATE COMMISSIONER TO
MIDDLESEX COUNTY JOINT HEALTH INSURANCE FUND**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Authority has studied the feasibility of continuing its membership in the Middlesex County Joint Health Insurance Fund, (hereafter the "Fund") existing pursuant to Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq.); and

WHEREAS, by Resolution duly adopted by the Authority on November 10, 2014, the Authority determined that continued membership in the Fund for its employees is in the best interest of the Authority and authorized continued participation in the Fund; and

WHEREAS, the Authority is permitted to designate a commissioner and alternate commissioner to the Fund; and

WHEREAS, the Authority would like to designate the Authority commissioner and alternate commissioner to the Fund.

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

1. The Authority hereby appoints Richard Pucci as the Authority's commissioner to the Fund and hereby appoints Lory L. Cattano as the Authority's alternate commissioner to the Fund.

2. The commissioner and alternate commissioner appointed herein shall serve at the pleasure of the Authority.

<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
APPOINTING COMMISSIONER TO MIDDLESEX COUNTY JOINT HEALTH
INSURANCE FUND FOR ROOSEVELT CARE CENTER FACILITIES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Authority has studied the feasibility of continuing its membership in the Middlesex County Joint Health Insurance Fund, (hereafter the "Fund") existing pursuant to Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq.); and

WHEREAS, by Resolution duly adopted by the Authority on November 10, 2014, the Authority determined that continued membership in the Fund for its employees at the Roosevelt Care Center Facilities is in the best interest of the Authority and authorized continued participation in the Fund; and

WHEREAS, the Authority is permitted to designate a commissioner to the Fund for the Roosevelt Care Center Facilities; and

WHEREAS, the Authority would like to designate the Authority commissioner to the Fund for the Roosevelt Care Center Facilities.

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

1. The Authority hereby appoints Alan Fialka as the Authority's commissioner to the Fund for the Roosevelt Care Center facilities.

2. The commissioner appointed herein shall serve at the pleasure of the Authority.

<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
ACCEPTING PROPOSAL FOR ARBITRAGE REBATE CALCULATIONS FOR
AUTHORITY FINANCINGS**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Authority, pursuant to N.J.S.A. 40:37A-55(t), is authorized to do and perform any act or thing 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 has issued the Senior Revenue Bonds Series A/ Subordinate Revenue Bonds Series B/ Junior Revenue Bonds Series C/ Series 2005(Heldrich Project), County-Guaranteed Revenue Bonds Middlesex County Educational Services Commission Project Series 2000, Borough of South Plainfield Guaranteed Revenue Bonds (South Plainfield Senior Citizens' Housing Project) Series 2000, County-Guaranteed Capital Equipment Lease Revenue Bonds, Series 2005, County-Guaranteed Revenue Refunding Bonds Middlesex County Educational Services Commission Project, Series 2010, Lease Revenue Refunding Bonds Youth Detention Center, Series 2010, and, County-Guaranteed Capital Equipment and Improvement Revenue Bonds, Series 2010 (collectively, the "Bonds"); and

WHEREAS, in conjunction with the Authority's issuance of the Bonds, the Authority is required to have an arbitrage rebate calculation performed to confirm that the current "investment yield" rate does not exceed the "bond yield" rate; and

WHEREAS, the provision of the arbitrage rebate services (the "Services") are an exception to the public bidding requirements of the Local Public Contracts Law; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4 et seq., the Authority has undertaken a fair and open process for the solicitation of qualifications for the provision of the Services; and

WHEREAS, by Resolution of the Authority duly adopted on December 10, 2014, the Authority qualified BLX Group, LLC to provide the Services; and

WHEREAS, the Authority has requested a proposal from BLX Group, LLC to perform the Services for the Bonds; and

WHEREAS, the Authority would like to accept the proposal and authorize the performance of the Services for the Bonds 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 proposal of and authorizes BLX Group, LLC to perform the Services for the Bonds as follows:

<u>Bond Issue</u>	<u>Contract Amount</u>
Heldrich Project – All Series	\$ 1,600.00
Educational Services Series 2000	\$ 900.00
South Plainfield Series 2000	\$ 900.00
Capital Equipment Series 2005	\$ 2,200.00
Educational Services Series 2010	\$ 1,350.00
Youth Detention Center Series 2010	\$ 1,350.00
Capital Equipment and Improvement Series 2010	\$ 2,750.00
Calculation and Application for Refund	\$ 4,000.00

2. The Secretary of the Authority shall be and is hereby directed to cause a brief notice of the authorization for the Services to be published as required by 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 to the Authority, as and if applicable, by the project participants.

<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
ACKNOWLEDGING THE REVIEW AND POSITIVE FINDINGS OF THE LOCAL
FINANCE BOARD CONTAINED IN RESOLUTIONS DATED NOVEMBER 12, 2014
RELATING TO THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$ 34,000,000
COUNTY GUARANTEED LEASE REVENUE REFUNDING BONDS (MIDDLESEX
REGIONAL EDUCATIONAL SERVICES COMMISSION PROJECTS)**

BE IT RESOLVED by the Middlesex County Improvement Authority, a public body corporate and politic of the State of New Jersey (the “Authority”) as follows:

1. We have reviewed the resolutions of the Local Finance Board, Division of Local Government Services, Department of Community Affairs (the “Local Finance Board”), dated November 12, 2014 (collectively, the “Resolution”) setting forth the findings of the Local Finance Board and approving the issuance of financing in an amount not to exceed \$ 34,000,000, such bonds (the "Bonds") to be guaranteed by the County of Middlesex (the "County") (hereinafter the “Project”).

2. We hereby acknowledge the findings and approval of the Local Finance Board contained in the aforesaid Resolution.

3. Each of the members of the Authority are hereby authorized and directed to execute the attached affidavit acknowledging their review of the findings of the Local Finance Board contained in the Resolution and Wilentz, Goldman & Spitzer, P.A., Bond Counsel, on behalf of the Authority, is hereby authorized and directed to file this resolution with attached affidavit and Resolution with the Local Finance Board in satisfaction of the requirements of N.J.S.A. §40A:5A-7.

4. A copy of said approving Resolution is attached hereto and incorporated by reference herein.

Upon motion of Camille Fernicola, seconded by Jacque Eaker, the foregoing resolution was adopted at a regular meeting of the Authority held January 14, 2015.

<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
EXERCISING OPTION TO EXTEND TERM OF CONTRACT FOR CLEANING
SERVICES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; 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 cleaning services (the "Services") for the Recycling Division offices and the clubhouses at the Golf Courses; and

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

WHEREAS, by Resolution 13-03 duly adopted by the Authority on January 9, 2013, the Authority awarded a contract for the Services to Alvin Betancourt dba Pure Cleaning Services as the lowest responsive bid received for the Services; and

WHEREAS, the Authority reserved the option of extending the term of the contract for the Services for two (2) additional one (1) year terms; and

WHEREAS, by Resolution 14-03 duly adopted by the Authority on January 8, 2014, the Authority exercised the first option to extend the term of the contract for the Services for a one year term; and

WHEREAS, the Authority finds that the Services continue to be 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 for the Services with Alvin Betancourt dba Pure Cleaning 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 finds that the Services are being provided by Alvin Betancourt dba Pure Cleaning Services in an effective and efficient manner.

2. The Authority hereby exercises the second option and extends the term of the contract for the Services with Alvin Betancourt dba Pure Cleaning Services for a period of one (1) year at an annual cost not to exceed \$24,960.00.

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.

<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 RECYCLING SHARED SERVICES AGREEMENT
WITH MIDDLESEX COUNTY UTILITIES AUTHORITY**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Middlesex County Board of Chosen Freeholders (the "County") on June 2, 1994 adopted Amendments 1994-1, 1994-2 and 1994-3 to the County's Solid Waste Management Plan (the "1994 Amendments") which 1994 Amendments, among other things, proposed the use of Resource Recovery Investment Tax ("RRIT") Fund Moneys for a County-wide curbside recycling program by means of the municipal recycling assistance program and reassigned the implementation responsibilities for the County Recycling Program from the County's Department of Solid Waste Management to the Authority; and

WHEREAS, the Middlesex County Utilities Authority ("MCUA") owns and operates a state-of-the-art sanitary landfill facility commonly referred to as the Middlesex County Landfill (the "Landfill") pursuant to a Solid Waste Facility Permit ("SWFP") and the Middlesex County Solid Waste Management Plan ("SWMP"), issued by the New Jersey Department of Environmental Protection ("NJDEP") on May 10, 1991, which SWFP has been extended; and

WHEREAS, the MCUA has determined that it will increase the life of the Landfill if such County Recycling Program is continued and has, therefore, agreed to contribute funds to the MCIA to support the County Recycling Program; and

WHEREAS, in connection with the Solid Waste activities, the MCUA has been delegated by the Middlesex County Health Department certain responsibilities in connection with solid waste enforcement activities and the MCIA has agreed to assist the MCUA in this function; and

WHEREAS, the MCUA has also requested that the MCIA assist the MCUA with regard to the financing and administration of a Wastewater Infiltration and Inflow Program (Infiltration/Inflow Program) to assist municipalities in reducing the amount of infiltration into their wastewater systems and other programs which are beneficial to the County and both agencies; and

WHEREAS, to assist in the solid waste enforcement responsibility, the Infiltration/Inflow Program and other programs which are beneficial to both agencies, the parties have determined to share the services and costs of certain individuals and expenses ("Shared Service Program"); 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 would like to approve and authorize the entering into and execution of a Recycling Shared Services Agreement (the "Agreement") with the MCUA.

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

1. The Authority approves the Agreement with the MCUA 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. 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 Authority authorizes the Executive Director and Director of Recycling to take any and all acts reasonable and necessary in connection with implementation of the Agreement and operation of the County Recycling Program and the programs as described in 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
REJECTING BIDS AND AUTHORIZING RE-BID OF CONTRACT FOR
RECYCLING COLLECTION AND MARKETING SERVICES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Middlesex County Board of Chosen Freeholders on June 2, 1994, adopted Amendment 1994-2 to its Solid Waste Management Plan, which Amendment assigned the implementation responsibilities for the curbside recycling program and yard waste recycling program (collectively, the "Program") for the County of Middlesex (the "County") to the Authority; and

WHEREAS, in implementing the Program, the Authority requires the provision of recycling marketing and collection services (the "Services"); 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 prepared a bid specification package, publicly advertised for bids and received bids for the Services from Central Jersey Waste & Recycling Inc. and Waste Management of New Jersey, Inc. ; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2, a contracting unit may reject all bids for reasons including, without limitation, where the lowest bid substantially exceeds the cost estimate for the goods and services, where the lowest bid substantially exceeds the appropriation for the goods and services, and, where the contracting unit wants to substantially revise the specifications for the goods and services; and

WHEREAS, the bids of Central Jersey Waste and Recycling, Inc. and Waste Management of New Jersey, Inc. substantially exceed the cost estimate and appropriation; and

WHEREAS, the Authority would like to reject the bids of Central Jersey Waste and Recycling, Inc. and Waste Management of New Jersey, Inc. and authorize the revision to and re-issuance of a bid specification package and re-bid for the Services 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 rejects the bids of Central Jersey Waste and Recycling, Inc., and Waste Management of New Jersey, Inc. in accordance with N.J.S.A. 40A:11-13.2, for exceeding the cost estimate and appropriation for the Services and to permit the Authority to revise the bid specifications.

2. The Authority hereby authorizes the preparation of revisions to the bid specifications and authorizes the preparation, publication and issuance of the revised bid specifications for the Services and any and all acts necessary in connection therewith in accordance with the provisions of the Local Public Contracts Law.

3. 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
AWARDING CONTRACT FOR FOOD SERVICE AND FOOD SERVICE
MANAGEMENT - ROOSEVELT CARE CENTER FACILITIES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, the Authority operates the long term care facilities Roosevelt Care Center at Edison and Roosevelt Care Center at Old Bridge (the "Facilities"); 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 food service and food service management (the "Services") for the Facilities; and

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

WHEREAS, the Authority received bids from CulinArt Group and Healthcare Services Group, Inc.; and

WHEREAS, the bid of Healthcare Services Group, Inc. was the lowest responsive, responsible bid received for the Services; and

WHEREAS, the Authority would like to award a contract to Healthcare Services Group, Inc. for the Services 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 Healthcare Services Group, Inc. and awards a contract to Healthcare Services Group, Inc. for the provision of the Services in accordance with the prices bid for a total not to exceed cost for the three (3) year term of \$ 4,811,018.40.

2. The Authority authorizes the Chairman or Vice-Chairman to execute a contract with Healthcare Services Group, Inc. in the form contained in the bid specification package. The Secretary shall be 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 and can be obtained from the funds of the Authority and will be included in future year's 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 PAYMENT TO CARE ASSOCIATES NETWORK, LLC FOR
ANNUAL MEMBERSHIP FOR ROOSEVELT CARE CENTER FACILITIES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on January 14, 2015; and

WHEREAS, pursuant to N.J.S.A. 40:37A-54(a), the Authority may provide within the County of Middlesex, public facilities; and

WHEREAS, in furtherance of this provision, 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), 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, Care Associates Network, LLC is an organization of skilled nursing facilities in the State of New Jersey that negotiates managed care contracts on behalf of its participants and members; and

WHEREAS, by Resolution 12-144 duly adopted by the Authority on October 10, 2012, the Authority authorized an application to Care Associates Network, LLC for participation in the network; and

WHEREAS, by Resolution 12-194 duly adopted by the Authority on December 12, 2012, the Authority authorized membership in the Care Associates Network, LLC and authorized execution of an operating agreement in connection therewith; and

WHEREAS, the Authority would like to authorize the payment of the membership fee for the coming year for continued membership in the Care Associates Network, LLC.

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

1. The Authority hereby authorizes continued membership in Care Associates Network, LLC and payment of the membership fee of \$27,200.00.

2. The Certifying Finance Officer has certified that the funds for the membership fee are available from the funds of the Authority.

<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 AMENDMENT TO APPROVED CONTRACT THROUGH THE
NEW JERSEY HOSPITAL ASSOCIATION FOR
ROOSEVELT CARE CENTER FACILITIES**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on January 14, 2015; 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, pursuant to N.J.S.A. 30:9-87, county-operated long term care facilities licensed by the State of New Jersey Department of Health and Senior Services are permitted to purchase any material, supply or service through a private nonprofit hospital association notwithstanding the provisions of the Local Public Contracts Law; and

WHEREAS, the Authority requires certain services and products (the “Services”) for Roosevelt Care Center; and

WHEREAS, certain vendors provide the Services through the New Jersey Hospital Association (“NJHA”), a private nonprofit hospital association; and

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

WHEREAS, by Resolution 14-35 duly adopted by the Authority on February 18, 2014, the Authority authorized certain purchases under contracts through the NJHA; and

WHEREAS, the Authority would like to approve an amendment to an approved contract.

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

1. The Authority hereby approves amendments to the previously authorized contract purchases through the NJHA and authorizes continued purchases under the contract as follows:

Phillip Roseneau		Contract #FM0196		Expires 01/31/20	
<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 ENGINEERING SERVICES
FOR OPEN SPACE AND FARMLAND PRESERVATION PROGRAM**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on January 14, 2015; 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 Sanderson Property and Visco Property in the Township of Edison and the Buckingham High LLC Property in the City of Perth Amboy (hereinafter referred to as the “Sites”) 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 Sites; 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(l)(a)(i); and

WHEREAS, the Authority undertook a fair and open process pursuant to N.J.S.A. 19:44A-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 Sites 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 proposals to provide the Services for the Sites:

<u>Site</u>	<u>Vendor/Services</u>	<u>Cost Not to Exceed</u>
Visco Property	CME Associates	\$18,220.00
Township of Edison	Additional Remedial Investigation/LSRP	
Sanderson Property	T & M Associates	\$ 4,200.00
Township of Edison	Phase I Environmental and Wetlands Delineation	
Buckingham High LLC Property	CME Associates	\$ 6,135.00
City of Perth Amboy	Survey	
	Najarian Associates	\$ 49,050.00
	Additional Environmental 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

Upon motion duly made by Robert J. Mantz, seconded by Jacque Eaker, and 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 January 14, 2015, that payments as itemized on the attached bill list, attached hereto and made a part hereof, in the total amount of \$2,411,440.11 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 \$2,411,440.11 are correct and just and payment should be approved.

/s/ Richard Pucci
Richard Pucci, Executive Director

/s/ Leonard J. Roseman
Leonard J. Roseman, Chairman

Mr. Pucci stated that it is the final meeting for member Camille Fernicola. He thanked Camille for her service to the Authority and wished her luck.

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

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