

**MINUTES OF A REGULAR MEETING OF THE**  
**MIDDLESEX COUNTY IMPROVEMENT AUTHORITY**  
**HELD ON WEDNESDAY, JULY 8, 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  
Jacque Eaker, Secretary  
Camille Fernicola  
Anthony Raczynski

Absent: Robert J. Mantz, Vice-Chairman

Also present were:

Richard Pucci, Executive Director  
Lory Cattano, Ed Windas, Middlesex County Improvement Authority  
Daria Anne Venezia, Esq., Venezia & Nolan, P.C., Counsel to the Authority  
Anthony Pannella, Esq., Wilentz, Goldman & Spitzer, Authority 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. Mr. Pucci stated that all reports and communications are contained in the member packages.

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

Under the Recycling Report, Mr. Windas reported that 1,920 tons of materials were collected in the recycling program in the month of June. For the first half of the year, 9,985 tons of material have been recycled. 20 new single family units were added to the program. Under the yard waste program, 2,135 tons of material were received last month. 40% of the material was grass. The total tonnage received year to date is 9,000 which is approximately 30% of the yearly total. Most of the material is received in the last quarter of the year.

Mr. Pucci provided the Golf Course Report stating that the amount of play will be reviewed over the next few months. The promotions have started at The Meadows and it is hoped that the results will be seen to make a determination of whether the operation will continue.

Under the Financing Report, Mr. Pannella stated that there are two resolutions on the agenda for consideration. The first is the request for approval to the Board of Chosen Freeholders for the 2015 Capital Equipment and Improvement Financing Program. The second resolution authorizes the application to the Local Finance Board for the Program. Closing is anticipated by the end of September. Mr. Pucci asked a question about a recent financing in Union County with a board of education. The Chairman asked if this is the same program that the Authority discussed. Mr. Pannella stated that it was a different project but he stated that the County would need to approve a program for board of education financing through the Authority. He did not believe that a County guaranty would reflect negatively on the County's bond rating. The project is currently in place in several counties. The financing would be for new projects and also re-financings and would allow the participants to receive the benefit of the County's AAA rating.

Upon motion duly made by Anthony Raczynski, seconded by Jacque Eaker and approved by the members present, the Economic Development Report was received and filed.

There being no Old or New Business, the meeting proceeded to a discussion of Resolutions. Resolutions (a) and (b) were reported on by Mr. Pannella. Mr. Pucci stated that Resolution (c) consents to a sublease on the North Brunswick Senior Housing Project. The sublease concerns a cell tower.

Resolution (d) authorizes a public auction of property no longer needed for public use on line as permitted by the State.

Concerning recycling, Mr. Pucci stated that Resolution (e) rejects the bids received for the yard waste recycling program. The Authority went out to bid for the second time and the bids came in still substantially higher than the budget. Under the Local Public Contracts Law, the Authority may now negotiate with the bidders and this process will be undertaken. Resolution (e1) authorizes an extension of the current contract while this process is underway.

Resolution (f) authorizes award of a contract to the low bidder, E & A Supply, for an electric steam kettle at Roosevelt Care Center at Edison. Also for the Roosevelt Care Center facilities, Resolution (g) authorizes award of a contract to the low bidder, The Metro Group, for water treatment services at the facilities. Mr. Pucci explained Resolution (h) which authorizes an extension of the contract with Partners Pharmacy for a period of up to sixty (60) days while the administrators of the facilities review pricing. Resolution (i) authorizes purchases through the Middlesex County Regional Educational Services Commission for products from Bio-Shine. Resolution (j) authorizes a change order to the laundry contract. With the transition in closing the historic building, certain estimates were made as to the amount of the services to be provided. The change order authorizes an increase in the amount of the contract to reflect increased quantities. Resolution (k) updates the various vendor lists for purchasing. The final three resolutions concerning Roosevelt

Care Center deal with the respiratory therapy contract. Ms. Venezia explained that in transitioning to a new vendor, the Authority will need to delay the implementation of the new contract to insure a smooth transition. Resolution (l) authorizes an amendment to the certification on the Aeris contract approval from last month to recognize that the contract will not commence as anticipated. Resolution (m) authorizes extension of the contract with Meridian. Resolution (n) authorizes an amendment to the Aeris contract to recognize that the vendor will be providing oxygen as part of the contract.

Mr. Pucci reported that Resolution (o) authorizes a change order to a CME contract to reduce the approved amount of the contract to reflect services that will not be performed.

Resolutions (p) and (q) approve engineering and appraisal services, respectively, for the Open Space Program. Lastly, Resolution (r) authorizes award of a contract for soil blending and restoration for the Open Space and Farmland Preservation Program to the low bidder, Earthworks, for \$114,600.

The next item on the agenda was approval of the minutes of the meeting of June 10, 2015. Upon motion duly made by Jacque Eaker, seconded by Anthony Raczynski and approved by the members present with an abstention by Camille Fernicola, the minutes of the meeting of June 10, 2015 were approved.

The Chairman invited the public to comment on the resolutions. There being no response from the public, upon motion duly made by Anthony Raczynski, seconded by Camille Fernicola 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 2015 CAPITAL EQUIPMENT  
AND IMPROVEMENT FINANCING PROGRAM  
AND REQUESTING FREEHOLDER APPROVAL AND CONSENT**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on July 8, 2015; and

**WHEREAS**, the Authority has considered a project for the purchase and leasing of capital equipment and the financing of capital improvements (the “Project”) for various governmental units of the County of Middlesex and the County of Middlesex (hereinafter the “Participants”) involving the issuance of one or more series of bonds (the “Bonds”) for the purpose of providing moneys to finance the Project in an amount not to exceed \$ 9,000,000, with the payment of debt service on such Bonds to be made by the Participants through lease, loan and/or bond payments, to the extent of each Participant’s participation and which Bonds will be guaranteed by the County of Middlesex (the “County”); 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 unit 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 capital equipment and improvement program; 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, the consent of the County to the leasing of the capital equipment and/or loan by the Authority to the applicable Participants and the consent of the County to the guaranty of the 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, to consent to the leasing and/or loan by the Authority to the applicable Participants and to guaranty the performance of the Bonds in connection therewith.
4. Authority counsel and/or Bond Counsel are 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 RESOLUTIONS OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY AUTHORIZING THE ISSUANCE OF BONDS IN CONNECTION WITH ITS 2015 CAPITAL EQUIPMENT AND IMPROVEMENT FINANCING PROGRAM, PROPOSED LEASE AGREEMENT AND LOAN AGREEMENT, PROPOSED COUNTY GUARANTY ORDINANCE AND PROPOSED COUNTY GUARANTY AGREEMENT IN CONJUNCTION WITH THE CAPITAL EQUIPMENT**

**AND IMPROVEMENT PROGRAM FOR THE COUNTY OF MIDDLESEX,  
STATE OF NEW JERSEY**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on July 8, 2015; and

**WHEREAS**, the Authority has heretofore by resolution adopted on this date determined to provide financing for the issuance of the Authority’s Bonds in one or more series (the “Bonds”) in connection with the Authority’s 2015 Capital Equipment and Improvement Financing Program for the proposed project involving the financing of capital equipment and capital improvements (hereinafter the “Project”) for various governmental units in the County of Middlesex, including the County of Middlesex (hereinafter the “Participants”); 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 Middlesex County Board of Chosen Freeholders (the “County”) of the Project, the leasing of the capital equipment and/or loan for capital improvements by the Authority to the applicable Participants and the guaranty by the County of the performance of the Bonds, the Authority desires to make application to the Local Finance Board for review of the proposed project financing by the Authority for the Project in an amount not to exceed \$ 9,000,000, proposed Resolutions of the Middlesex County Improvement Authority authorizing the issuance of the applicable series of Bonds, proposed form of County Guaranty Ordinance, proposed Guaranty Agreement, and proposed Lease and/or Loan Agreements between the Authority and the applicable Participants; 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 Participants or the County.

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

Section 1. The 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, the Financial Advisor for the Project (“Financial Advisor”), along with other representatives of the Authority, is hereby authorized 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.

Section 2. 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.

Section 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  
AUTHORIZING CONSENT TO SUB-LEASE AGREEMENT BETWEEN  
NORTH BRUNSWICK HOUSING CORP., NORTH BRUNSWICK HOUSING  
URBAN RENEWAL LIMITED PARTNERSHIP AND GLOBAL SIGNAL  
ACQUISITION IV LLC FOR THE NORTH BRUNSWICK SENIOR  
HOUSING PROJECT**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 2015; and

**WHEREAS**, by Resolution 94-41 duly adopted by the Authority on September 12, 1994, the Authority, among other things, authorized the issuance of bonds (the "Bonds") and approved certain documents in connection with the North Brunswick Senior Citizen Housing Project (the "Project"); and

**WHEREAS**, as security for the payment of the Bonds, the North Brunswick Housing Limited Partnership (the "Partnership"), as Mortgagor, and the Authority and the Township of North Brunswick, as Mortgagee (collectively, the "Mortgagee"), entered into a certain Mortgage and Security Agreement (the "Mortgage") dated November 1, 1994 for the property known and designated as Lots 6, 7 and 8 in Block 213 on the Tax Map of the Township of North Brunswick (the "Property"); and

**WHEREAS**, the Mortgage provides that the Partnership shall not without the prior express written consent of the Mortgagee, enter into any lease or sublease of the Property without the prior written consent of the Mortgagee; and

**WHEREAS**, the Partnership has requested the consent of the Authority and Township to the sub-lease of a portion of the Property to Global Signal Acquisition IV, LLC, ("Global"), for the operation of a cell tower (the "Sub- Lease"); and

**WHEREAS**, the Authority would like to consent to the Sub-Lease on a portion of the Property and to authorize execution of any documents or instruments evidencing the aforesaid consent.

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

1. The Authority hereby consents to the Sub-Lease of a portion of the Property known and designated as Lots 6 and 7 in Block 213 on the Tax Map of the Township of North Brunswick by and among North Brunswick Housing Corporation and North Brunswick Housing Urban Renewal Limited Partnership, and Global Signal Acquisition IV, LLC.

2. The Authority authorizes the Chairman to execute and approve any documents or writings required to exhibit the consent granted herein.

<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 THE SALE OF PERSONAL PROPERTY NOT NEEDED  
FOR PUBLIC USE BY PUBLIC AUCTION, AUTHORIZING THE AWARD  
OF A CONTRACT TO STATE VENDOR US GOV BID TO CONDUCT THE  
ONLINE AUCTION, AND AUTHORIZING ACTS IN CONNECTION  
THEREWITH**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 2015; 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 has certain personal property from the operations of the Authority that are no longer needed for public use (the "Property"); and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-36, the Authority would like to authorize by public auction the sale of the Property; and

**WHEREAS**, the Division of Local Government Services of the Department of Community Affairs of the State of New Jersey ( the "Division") has approved the holding of online auctions with certain vendors who provide Online Auctioneer Liquidation Services (the "Services") approved by the Division; and

**WHEREAS**, the vendor US Gov Bid/Auction Liquidation Services ("US Gov Bid") is a vendor approved by the Division to provide the Services; and

**WHEREAS**, the Authority would like to authorize the auction of the Property, approve the use of US Gov Bid, authorize a contract with US Gov Bid for the online auction of the Property, and approve certain acts in connection therewith 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 determines that the Property listed on Schedule A attached hereto and made a part hereof is no longer needed for public use.

2. The Authority hereby authorizes the sale of the Property online at the website [www.usgovbid.com](http://www.usgovbid.com).

3. This sale is being conducted pursuant to the Division's Local Finance Notice 2008-9.

4. The items to be auctioned are set forth on Schedule A attached hereto and made a part hereof. The list of items is subject to change as items may be added or removed from the list.

5. The Authority hereby approves the contract with US Gov Bid for the online auction of the Property in the form attached and authorizes the Chairman to execute the contract. The contract is available in the offices of the Authority and also online at [www.usgovbid.com](http://www.usgovbid.com). US Gov Bid shall be paid 3.5% of the gross receipts and said fees may be deducted from the receipts due to the Authority.

6. The Authority authorizes the Executive Director or his designee to take all acts reasonable and necessary in connection with the conduct of the auction.

<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 NEGOTIATION OF CONTRACT FOR YARD  
WASTE RECYCLING AND MARKETING SERVICES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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**, 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**, in undertaking the Program, the Authority requires yard waste recycling and marketing services (the "Services") for municipalities participating in the Program; and

**WHEREAS**, the Authority prepared a bid specification package, advertised for bids and received bids for the Services from Nature's Choice Corporation and Britton Industries Inc. for a contract term commencing August 1, 2015; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-13.2, the Authority may reject all bids, among other reasons, if the lowest bid substantially exceeds the cost estimate for the goods and services or if the lowest bid substantially exceeds the contracting unit's appropriation for the goods and services; and

**WHEREAS**, by Resolution duly adopted by the Authority on June 10, 2015, the Authority rejected the bids of Britton Industries, Inc. and Nature's Choice

Corporation as the lowest bid substantially exceeded the cost estimate for the Services and substantially exceeded the Authority's appropriation for the Services; and

**WHEREAS**, the Authority re-issued and re-advertised a bid for the Services and received bids from Britton Industries, Inc. and Nature's Choice Corporation; and

**WHEREAS**, the lowest bid of Nature's Choice Corporation exceeds the cost estimate for the Services and substantially exceeds the Authority's appropriation for the Services; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-5(3), where the governing body rejects bids on two occasions because it has determined that the bids are not reasonable as to price, on the basis of cost estimates prepared prior to the advertising for the bids, the governing body may then negotiate; and

**WHEREAS**, the Authority would like to reject the bids of Britton Industries and Nature's Choice Corporation and authorize negotiation of a contract for the Services in accordance with N.J.S.A. 40A:11-5(3).

**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 Britton Industries, Inc. and Nature's Choice Corporation pursuant to N.J.S.A. 40A:11-13.2 finding that the bids substantially exceed the cost estimate for the Services and substantially exceed the Authority's appropriation for the Services.

2. The Authority hereby authorizes the Executive Director or his designee and Authority counsel to negotiate a contract for the Services in accordance with the provisions of N.J.S.A. 40A:11-5(3).

<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 YARD WASTE  
RECYCLING AND MARKETING SERVICES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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**, 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**, in undertaking the Program, the Authority requires yard waste recycling and marketing services (the "Services") for municipalities participating in the Program; and

**WHEREAS**, the Services are currently being provided to the Authority by Nature's Choice Corporation pursuant to a two year contract (the "2013 Contract") awarded by the Authority by Resolution 13-124 duly adopted on July 10, 2013; and

**WHEREAS**, the Authority prepared a bid specification package, advertised for bids and received bids for the Services from Nature's Choice Corporation and Britton Industries, Inc. for a contract term commencing August 1, 2015 (the "2015 Contract"); and

**WHEREAS**, by Resolution duly adopted by the Authority on June 10, 2015, the Authority rejected the bids of Britton Industries, Inc. and Nature's Choice Corporation and authorized the re-bid of the 2015 Contract; and

**WHEREAS**, the Authority received bids from Britton Industries, Inc. and Nature's Choice Corporation in the second bid; and

**WHEREAS**, by Resolution heretofore adopted on this date, the Authority has rejected the bids of Britton Industries, Inc. and Nature's Choice Corporation and has authorized negotiations for the 2015 Contract as permitted pursuant to the Local Public Contracts Law; and

**WHEREAS**, the Authority would like to approve an extension of the 2013 Contract with Nature's Choice Corporation for a period of up to two months while undertaking the negotiation process for the 2015 Contract pursuant to N.J.S.A. 40A:11-5(3).

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

1. The Authority hereby authorizes an extension of the 2013 Contract with Nature's Choice Corporation for a period not to exceed two (2) months at a cost not to exceed \$125,000.00.

2. The Certifying Finance Officer has certified that the funds for the extension of the 2013 Contract with Nature's Choice Corporation 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  
AWARDING CONTRACT FOR PROVISION OF ELECTRIC STEAM  
KETTLE - ROOSEVELT CARE CENTER AT EDISON**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 2015; 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 an electric steam kettle (the "Equipment") for Roosevelt Care Center; and

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

**WHEREAS**, the Authority received bids for the Equipment from E & A Supply Inc. and Singer Equipment Company, Inc.; and

**WHEREAS**, the bid of E & A Supply Inc. was the lowest responsive, responsible bid received for the Equipment; and

**WHEREAS**, the Authority would like to accept the bid of E & A Supply Inc. and award a contract for the Equipment to E & A Supply 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 accepts the bid of E & A Supply, Inc. and awards a contract to E & A Supply Inc. for the Equipment at a cost not to exceed \$17,401.84.

2. The Authority authorizes the Chairman or Vice-Chairman to execute the contract with E & A Supply Inc. 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 Equipment are available from and can be obtained from the funds of the Authority from bond proceeds.

<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 WATER TREATMENT SERVICES -  
ROOSEVELT CARE CENTER FACILITIES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 2015; and

**WHEREAS**, the Authority operates the long term care facilities known as Roosevelt Care Center at Edison and Roosevelt Care Center at Old Bridge (collectively, 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 water treatment services (the "Services") for the Facilities; 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 The Metro Group, Inc. and Scientific Boiler Water Conditioning Co., Inc.; and

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

**WHEREAS**, the Authority would like to award a contract for the Services to The Metro 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 accepts the bid of The Metro Group, Inc. and awards a contract for the Services to The Metro Group, Inc. in accordance with the bid submitted for a total not to exceed annual cost of \$11,080.00.
2. The Authority authorizes the Chairman or Vice-Chairman to execute a contract with The Metro Group, Inc. in the form contained in the bid specification package and the Secretary of the Authority 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 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 EXTENSION OF CONTRACT FOR PHARMACY  
SERVICES FOR ROOSEVELT CARE CENTER FACILITIES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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 statutory provision, 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), 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 the provision of pharmacy services (the "Services") for Roosevelt Care Center; and

**WHEREAS**, the Services are an exception to the public bidding requirements under the Local Public Contracts Law as a professional service; and

**WHEREAS**, by Resolution 14-115 duly adopted by the Authority on July 14, 2014, the Authority awarded a contract for the Services to Partners Pharmacy LLC ("Partners"); and

**WHEREAS**, the Authority would like to authorize extension of the contract for the Services with Partners for a period of up to two (2) months 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 extension of the contract with Partners for provision of the Services for a period of up to two (2) months at a cost not to exceed \$150,000.00.

2. The Certifying Finance Officer has certified that the funds for the extension of the contract for the Services are available from and can be obtained from the funds of the Authority.

3. The Secretary of the Authority is authorized to publish a brief notice of the extension pursuant to N.J.S.A. 40A:11-5(1)(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				

**RESOLUTION OF THE  
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY  
APPROVING PURCHASES THROUGH COOPERATIVE PRICING  
SYSTEM WITH MIDDLESEX REGIONAL EDUCATIONAL SERVICES  
COMMISSION**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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. (the "Act"), 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:11-11(5), two or more contracting units may establish a Cooperative Pricing System for the provision and performance of goods and services and enter into a cooperative pricing agreement for its administration; and

**WHEREAS**, the Middlesex Regional Educational Services Commission (the "Commission") has established a voluntary Cooperative Pricing System (the "System") with other contracting units to effect substantial economies in the provision and performance of goods and services; and

**WHEREAS**, the Authority by Resolution 09-86 duly adopted by the Authority on June 10, 2009, authorized participation in the System and approved a cooperative pricing system agreement (the "Agreement") with the Commission; and

**WHEREAS**, the Commission has certain products and services included in the System; and

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

**WHEREAS**, the Authority is in need of certain products for the operation of Roosevelt Care Center; and

**WHEREAS**, the Authority would like to authorize the procurement of the products from the System 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 approves the purchase of products from the following:

Bio-Shine                      Contract #13/14-27                      Expires 1/22/16  
Amount not to exceed \$5,000.00

2. The Authority hereby authorizes the Administrator of the respective Roosevelt Care Center facilities to execute any purchase orders or documents that may be required to effectuate the purchase of the products.

3. The Certifying Finance Officer has certified that the funds for the purchase are available from the funds of the Authority and will be encumbered at the time of purchase.

<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 #2 TO CONTRACT FOR LAUNDRY  
LINEN AND PERSONAL CLOTHING CONTRACT SERVICES AT  
ROOSEVELT CARE CENTER FACILITIES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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**, the Authority requires the provision of laundry linen and personal clothing contract services (the "Services") for the operation of Roosevelt Care Center; and

**WHEREAS**, by Resolution 13-146 duly adopted by the Authority on August 14, 2013, the Authority awarded a contract for the Services to FDR Services Corp. of NJ ("FDR"); and

**WHEREAS**, the amount of Services provided by FDR is anticipated to be in excess of the amount included in the bid specifications and contract; and

**WHEREAS**, the Authority would like to authorize a change order to the contract with FDR to increase the authorized amount of Services and not to exceed amount of the contract.

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

1. The Authority hereby authorizes change order #2 to the contract with FDR to increase the amount of Services and the not to exceed amount of the contract by \$169,000.00.

2. The Certifying Finance Officer has certified that the funds for the change order and increase in the amount of the contract are available 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 AMENDMENTS TO APPROVED STATE VENDOR LIST,  
NJHA VENDOR LIST AND MIDDLESEX REGIONAL EDUCATIONAL  
SERVICES COMMISSION VENDOR LIST**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on July 8, 2015; 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 is permitted to procure items without publicly advertising for bids through the State of New Jersey Division of Purchase and Property of the Department of the Treasury approved vendor list (the “State Vendor List”), through the New Jersey Hospital Association vendors (“NJHA”) and through cooperative purchasing systems such as the Middlesex Regional Educational Services Commission (“MRESC”); and

**WHEREAS**, by Resolutions 15-30, 15-31 and 15-32 duly adopted by the Authority on February 11, 2015, the Authority authorized purchases from the State Vendor List and through the NJHA and MRESC, respectively; and

**WHEREAS**, the Authority would like to approve amendments to the State Vendor list, NJHA vendor list and MCRESC vendor list 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 approves amendments to the State Vendor List, NJHA vendor list and MRESC vendor list as set forth on Schedule A attached hereto and made a part hereof .

<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 OF CERTIFICATION OF FUNDS FOR  
RESPIRATORY SERVICES CONTRACT FOR ROOSEVELT CARE  
CENTER FACILITIES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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, a long term care facility located in the Township of Edison, and operates Roosevelt Care Center at Old Bridge, a long term care facility located in the Township of Old Bridge (collectively, "Roosevelt Care Center"); and

**WHEREAS**, the Authority requires the provision of respiratory services (the "Services") for 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**, pursuant to the Local Public Contracts Law, the Authority is authorized to award certain contracts without public advertisement for bids when such contracts are for professional services; and

**WHEREAS**, the Services are professional services which do not require public bidding; and

**WHEREAS**, by Resolution 15-83 duly adopted by the Authority on June 10, 2015, the Authority awarded a contract for the Services to Aeris Consulting & Management, LLC ("Aeris") for a term commencing July 1, 2015; and

**WHEREAS**, the contract for Aeris will not be commencing until September 1, 2015; and

**WHEREAS**, the Authority would like to authorize an amendment to the certification of funds for the contract with Aeris to reflect the revised commencement date.

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

1. The Authority hereby authorizes amendment to the certification of funds for Resolution 15-83 to decrease the 2015 certification to \$80,000.00.
2. The Certifying Finance Officer is hereby authorized to amend the certification to reflect the decrease.

<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 TWO MONTH EXTENSION OF RESPIRATORY  
SERVICES CONTRACT FOR ROOSEVELT CARE CENTER FACILITIES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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, a long term care facility located in the Township of Edison, and operates Roosevelt Care Center at Old Bridge, a long term care facility located in the Township of Old Bridge (collectively, "Roosevelt Care Center"); and

**WHEREAS**, the Authority requires the provision of respiratory services (the "Services") for 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**, pursuant to the Local Public Contracts Law, the Authority is authorized to award certain contracts without public advertisement for bids when such contracts are for professional services; and

**WHEREAS**, the Services are professional services which do not require public bidding; and

**WHEREAS**, by Resolution 14-77 duly adopted by the Authority on May 14, 2014, the Authority awarded a contract for the Services to Pulmo Rehab LLC d/b/a Meridian ("Meridian") for a term through June 30, 2015; and

**WHEREAS**, the Authority would like to authorize a two month extension of the contract with Meridian 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 two month extension of the contract with Meridian for the provision of the Services at a cost not to exceed \$70,000.00.
2. The Certifying Finance Officer has certified that the funds for the extension of the contract with Meridian are available and can be obtained from the funds of the Authority,
3. The Secretary is hereby authorized to publish a brief notice of the

extension in accordance with N.J.S.A. 40A:11-5(1)(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					

**RESOLUTION OF THE  
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY  
AUTHORIZING AMENDMENT OF RESPIRATORY SERVICES  
CONTRACT FOR ROOSEVELT CARE CENTER FACILITIES**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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, a long term care facility located in the Township of Edison, and operates Roosevelt Care Center at Old Bridge, a long term care facility located in the Township of Old Bridge (collectively, "Roosevelt Care Center"); and

**WHEREAS**, the Authority requires the provision of respiratory services (the "Services") for 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**, pursuant to the Local Public Contracts Law, the Authority is authorized to award certain contracts without public advertisement for bids when such contracts are for professional services; and

**WHEREAS**, the Services are professional services which do not require public bidding; and

**WHEREAS**, by Resolution 15-83 duly adopted by the Authority on June 10, 2015, the Authority awarded a contract for the Services to Aeris Consulting & Management, LLC ("Aeris"); and

**WHEREAS**, the Authority would like to approve an amendment to the contract with Aeris to provide for the provision of oxygen by Aeris as part of the Services; and

**WHEREAS**, the Authority would like to authorize an amendment to the contract with Aeris to include the provision of oxygen 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 amendment to the contract with

Aeris for the provision of the Services to include the provision of oxygen at a cost not to exceed \$36,000.00.

2. The Certifying Finance Officer has certified that the funds for the amendment are available from and can be obtained from the funds of the Authority.

3. The Secretary is authorized to publish a brief notice of the amendment to the contract with Aeris in accordance with N.J.S.A. 40A:11-5(1)(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					

**RESOLUTION OF THE  
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY  
AUTHORIZING AMENDMENT OF CONTRACT FOR LICENSED SITE  
REMEDIAION PROFESSIONAL ENVIRONMENTAL ENGINEERING  
SERVICES FUNDED BY A USEPA BROWNFIELD ASSESSMENT  
COALITION GRANT FOR BROWNFIELD PROPERTIES IN THE  
TOWNSHIP OF WOODBRIDGE**

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 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. (the "Act"), subject to the Local Public Contracts Law, N.J.S.A. 40A: 11-1 et seq.; and

**WHEREAS**, pursuant to the Act, the Authority is empowered to, among other things, plan, initiate and carry out redevelopment projects for the elimination and for the prevention of the development or spread of blighted, deteriorated or deteriorating areas; and

**WHEREAS**, in furtherance of this statutory provision, the Authority has undertaken a program for the assessment of certain brownfields (the "Program"); and

**WHEREAS**, the Authority applied and was approved for a grant (the "Grant") from the United States Environmental Protection Agency to conduct environmental testing and or investigations on brownfield sites as part of the Program; and

**WHEREAS**, the Authority requires certain services (the "Services") for the environmental investigation of properties located in the Township of Woodbridge as part of the Program (the "Sites"); and

**WHEREAS**, by Resolution 14-85 duly adopted by the Authority on May 14, 2014, the Authority awarded a contract (the "Contract") for the Services to CME Associates after undertaking an RFP process; and

**WHEREAS**, by Resolution 14-190 duly adopted by the Authority on November 12, 2014, the Authority authorized an amendment to the Contract to

authorize additional Services for the Sites; and

**WHEREAS**, certain of the work authorized by Resolution 14-190 cannot proceed and the Authority would like to amend the Contract to reflect a decrease in the scope of the Services.

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

1. The Authority hereby amends the Contract and the Services approved by Resolution 14-190 by reducing the Services to be performed and reducing the not to exceed amount of the Contract by \$40,035.00.

<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  
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 July 8, 2015; and

**WHEREAS**, the Authority has heretofore accepted the duties and function of negotiating for the purchase of properties (the “Properties”) and conducting due diligence on the Properties 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 500 High St., LLC 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(l)(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 10,

2014, 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>
500 High St., LLC Property	Najarian Associates	\$ 6,500.00
City of Perth Amboy	Phase I and Lot Yield Analysis	

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					

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

**WHEREAS**, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on July 8, 2015; and

**WHEREAS**, the Authority has heretofore accepted the duties and functions of negotiating for the purchase of properties (the "Properties") and conducting due diligence on the Properties 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 500 High St., LLC Property in the City of Perth Amboy (hereinafter referred to as the "Site") in the Program; and

**WHEREAS**, the Authority requires appraisal services for the evaluation of 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(l)(a)(i); and

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

**WHEREAS,** by Resolutions duly adopted by the Authority on December 10, 2014, the Authority qualified appraisers as set forth in the resolutions to provide appraisal services for the Program; 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:

<u>Site</u>	<u>Appraiser</u>	<u>Cost Not To Exceed</u>
500 High St., LLC Property	New Jersey Realty	\$ 3,000.00
City of Perth Amboy	Advisory Group, LLC	

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 as required by 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			

**RESOLUTION OF THE  
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY  
AWARDING CONTRACT FOR SOIL BLENDING AND RESTORATION  
FOR OPEN SPACE AND FARMLAND PRESERVATION PROGRAM**

**WHEREAS,** a regular meeting of the Middlesex County Improvement Authority (the “Authority”) was held on July 8, 2015; and

**WHEREAS,** the Authority has heretofore accepted the duties and function of negotiating for the purchase of properties (the “Properties”) and conducting due diligence on the Properties 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 Cottrell Farm in the Township of Old Bridge (hereinafter referred to as the “Site”) in the Program; and

**WHEREAS**, the County has requested the Authority to cause soil blending and restoration of the Site (the “Services”) on behalf of the County pursuant to the Agreement; and

**WHEREAS**, the Authority undertook a public bidding process for the Services pursuant to the Local Public Contracts Law and received bids from Barbella Construction Services, LLC, Earthworks, Inc., Independence Contractors, Inc. and TR Weniger, Inc.; and

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

**WHEREAS**, the Authority would like to award a contract for the Services to Earthworks, 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 accepts the bid of Earthworks, Inc. and awards a contract for the Services to Earthworks, Inc. at a cost not to exceed \$114,600.00.

2. The Authority authorizes the Chairman or Vice-Chairman to execute the contract for the Services with Earthworks, 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 from and can be obtained from the funds of the Authority and will be reimbursed by the County pursuant to 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					

Upon motion duly made by Camille Fernicola, seconded by Jacque Eaker 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 July 8, 2015, that payments as itemized on the attached bill list, attached hereto and made a part hereof, in the total amount of \$2,846,585.13 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 \$2,846,585.13 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. Mr. Pannella reported to the members on the PACE Program. He stated that a working group meeting was held. He stated that he was under the impression that the homeowner might be able to treat the payments under the Program like a property tax payment for income tax purposes. This could not be confirmed by the presenters. Mr. Pannella stated that the real benefit of the program is that any taxpayer can use their property as collateral as long as they meet certain criteria. The financing requires no down payment and is not dependent upon the applicant's creditworthiness. The Program involves a pooled financing which would be placed by the Authority. Mr. Pucci stated that the Freeholders approved the Program and requested the Authority to undertake the Program. The members discussed the Program and the public policy of energy efficiency. Mr. Pannella stated that there is legislation pending awaiting the Governor's signature which would extend the Program to include storm related repairs such as mold remediation. The members would like to review further and Mr. Pucci stated that a presentation will likely be made to the Board.

Mr. Raczynski stated that he had heard a comment that Tamarack Golf Course is in great condition.

There being no response from the public, upon motion duly made by Camille Fernicola and seconded by Anthony Raczynski, the meeting was adjourned.

/s/Daria Anne Venezia

Daria Anne Venezia

Secretary of the Meeting