

MEMORANDUM

A. C. I. A.  
JAN 03 2013  
RECEIVED

Date: November 16, 2012

To: John C. Lamey, Jr., Executive Director  
Atlantic County Improvement Authority

From: Honorable Dennis Levinson  
Atlantic County Executive

Re: Minutes of the Regular Board Meeting on November 14, 2012

I. The Minutes of the above referenced meeting were submitted pursuant to N.J.S.A. 40:41A-37 et seq., on November 16, 2012.


- (a)  by the end of the fifth business day following the meeting.
- (b) \_\_\_\_\_ as soon as practicable following the meeting where emergency action has been taken.
- (c) \_\_\_\_\_ beyond the statutory period for submission.


II. I hereby return the Minutes of the above referenced meeting to the Authority and to the Board of Freeholders, on the date set forth above, which is:

- (a)  within ten days of delivery.
- (b) \_\_\_\_\_ within twenty-four (24) hours of delivery where the action taken at the meeting was deemed by the Authority to be in response to an emergency situation.

III. The following action is taken on the Minutes:

- (a)  Approved in all respects.
- (b) \_\_\_\_\_ Vetoed in all respects. A written explanation of the reasons for the veto is attached.
- (c) \_\_\_\_\_ Approved in part and vetoed in part. The specific items which are vetoed and a written explanation of the reasons for the veto or vetoes is attached.

  
Dennis Levinson  
Atlantic County Executive

  
James Ferguson, Esquire  
Approved as to Form & Entry

cc: Jim Ferguson, Atlantic County Counsel

ATTACHMENTS: \_\_\_\_\_ Minutes  
                          \_\_\_\_\_ Veto Message

# ACIA

Atlantic County Improvement Authority  
5909 Main Street, 2nd Floor, Mays Landing, N.J. 08330  
Phone: 609-645-5838 Fax: 609-645-5813

John C. Lamey, Jr.  
Executive Director

## MINUTES OF THE BOARD MEETING

November 14, 2012

THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY  
5909 Main Street, 2<sup>nd</sup> Floor  
Mays Landing, NJ 08330

In accordance with the provisions of the Open Public Meetings Act (N.J.S.A. 10:4-10) the Regular Board Meeting of the Atlantic County Improvement Authority Board of Commissioners was called to order by Chairperson Foster at 4:03 pm in the Conference Room at the Atlantic County Improvement Authority, 5909 Main Street, Mays Landing, NJ 08330.

### COMMISSIONERS IN ATTENDANCE

Roy M. Foster, Chairperson; Joseph Ingemi, Commissioner; Maureen Bugdon, Asst. Chair (by phone @ 4:32pm); Robert Tarby, Sr., Secretary; Edwin Blake, Assistant Secretary and Rev. Milton Hendricks, Commissioner attended. Neil McPeak, Treasurer was absent.

### STAFF IN ATTENDANCE

John C. Lamey, Jr., Executive Director; Kristin Cullinane, Senior Accountant; and Jerry Cormier, Director of Projects.

### OTHERS IN ATTENDANCE

Rick DeLucry, ACIA Counsel (by phone) and Bonnie Lindaw, County Treasurer

### I. OPENING STATEMENT AND ROLL CALL

Chairperson Foster read the Notice of Public Meeting and the roll was called.

**II. MINUTES**

**A. Minutes of the October 3, 2012 Board Meeting**

The Board was asked to approve the minutes of the October 3, 2012 Board Meeting.

A motion was made by Mr. Ingemi to approve the minutes of the October 3, 2012 Board Meeting, seconded by Mr. Blake. By a vote of 4-0 the minutes were approved.

**III. FINANCIAL REPORT**

**A. Financial Report from September 2012**

The Board was asked to adopt a resolution approving the Financial Report for September 2012.

A motion was made by Mr. Tarby to adopt a resolution approving the Financial Report for September 2012, seconded by Mr. Ingemi. By a vote of 4-0 the resolution was approved.

**IV. EXECUTIVE DIRECTOR'S REPORT**

**A. AUTHORITY UPDATE**

Executive Director Lamey provided the Board with a brief update on projects the Authority is currently working on. He also informed the board of future project prospects.

**B. CONTRACTS AWARDED- Authorized by Executive Director**

There were no contracts authorized by the Executive Director for an amount under the public bidding threshold (\$17,500) as established pursuant to P.L. 1985 Chapter 469.

**C. ADMINISTRATION**

**1. ACIA Annual Audit Contract**

The Board was asked to approve a resolution authorizing the Executive Director to execute a contract with Hutchins, Farrell, Meyer & Allison, P.A. to perform an accounting audit for year ended December 31, 2012, for an amount not to exceed \$23,500.00.

A motion was made by Mr. Ingemi to approve a resolution authorizing the Executive Director to execute a contract with Hutchins, Farrell, Meyer & Allison, P.A. to perform an accounting audit for year ended December 31, 2012, for an amount not to exceed \$23,500.00, seconded by Rev. Hendricks. By a vote of 5-0 the minutes were approved.

**D. PROJECT MANAGEMENT**

**1. Boardwalk Hall Façade Lighting Project**

The Board was asked to approve a resolution authorizing the Executive Director to negotiate and execute a contract with the Casino Reinvestment Development Authority (CRDA) to provide them with Project Management Services for the Façade Lighting Project at Boardwalk Hall.

A motion was made by Mr. Tarby to approve a resolution authorizing the Executive Director to negotiate and execute a contract with the Casino Reinvestment Development Authority (CRDA) to provide them with Project Management Services for the Façade Lighting Project at Boardwalk Hall, seconded by Mr. Blake. By a vote of 5-0 the minutes were approved.

**E. FINANCING- DEVELOPMENT FUND**

**1. Escrow Agreement**

The Board was asked to approve a resolution authorizing the Executive Director to execute an Escrow Agreement with Revel Entertainment Group to reimburse the Authority for internal costs and professional fees incurred in evaluating, reviewing and determining the feasibility of a loan from the Development Fund for the South Inlet Mixed Use Development Project in Atlantic City for an amount not to exceed \$20,000.00.

A motion was made by Rev. Hendricks to approve a resolution authorizing the Executive Director to execute an Escrow Agreement with Revel Entertainment Group to reimburse the Authority for internal costs and professional fees incurred in evaluating, reviewing and determining the feasibility of a loan from the Development Fund for the South Inlet Mixed Use Development Project in Atlantic City for an amount not to exceed \$20,000.00, seconded by Mr. Ingemi. By a vote of 5-0 the minutes were approved.

**2. Conflict Attorney- Development Fund Loan Application**

The Board was asked to approve a resolution authorizing the Executive Director to enlist the services of McManimon, Scotland & Baumann, LLC to provide Legal Services required specifically for the Revel Development Fund Application and Project providing that any and all cost incurred be paid solely from the Escrow Account Funded by Revel Entertainment Services, LLC.

A motion was made by Mr. Blake to approve a resolution authorizing the Executive Director to enlist the services of McManimon, Scotland & Baumann, LLC to provide Legal Services required specifically for the Revel Development Fund Application and Project providing that any and all cost incurred be paid solely from the Escrow Account Funded by Revel Entertainment Services, LLC, seconded by Rev. Hendricks. By a vote of 5-0 the minutes were approved.

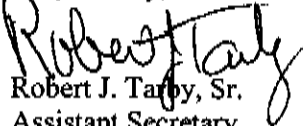
**VI. EXECUTIVE SESSION**

A motion to enter into Executive Session at 4:32 pm was made by Mr. Ingemi and seconded by Rev. Hendricks. The Board returned to regular session at 5:04 pm.

**VII. ADJOURNMENT**

A motion was made by Mr. Ingemi and seconded by Rev. Hendricks to adjourn the meeting at 5:05 p.m. All were in favor.

Respectfully,

  
Robert J. Tarby, Sr.  
Assistant Secretary