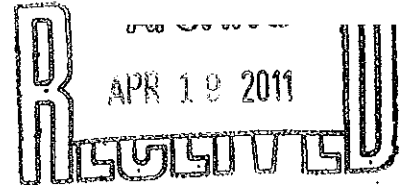


MEMORANDUM

Date: April 11, 2011

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 April 6, 2011

I. The Minutes of the above referenced meeting were submitted pursuant to N.J.S.A. 40:41A-37 et seq., on April 11, 2011.

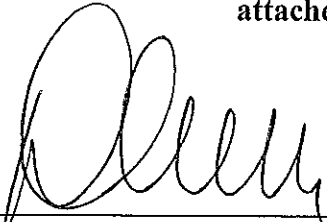
- (a) by the end of the fifth business day following the meeting.
 (b) as soon as practicable following the meeting where emergency action has been taken.
 (c) beyond the statutory period for submission.

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:

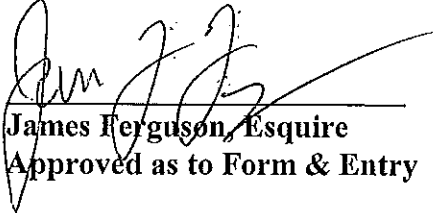
- (a) within ten days of delivery.
 (b) within twenty-four (24) hours of delivery where the action taken at the meeting was deemed by the Authority to be in response to an emergency situation.

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

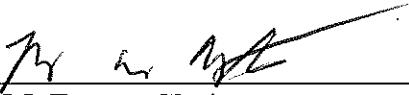
**RESOLUTION OF THE ATLANTIC
COUNTY IMPROVEMENT AUTHORITY
APPROVING THE EXPENDITURES CONTAINED IN THE
FINANCIAL REPORT FOR MARCH 2011**

WHEREAS, the Atlantic County Improvement Authority, hereafter, the "Authority", is a political subdivision of the State of New Jersey and an instrumentality of Atlantic County, established pursuant to N.J.S.A. 40:37A-44 et seq.; and

WHEREAS, the Authority is subject to rules and regulations promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services, including N.J.A.C. 5:31-4.1(c) regarding the approval and payment of claims which requires the "governing body (of the Authority) shall approve or disapprove all claims in accordance with Regulations adopted by the Authority;" and

WHEREAS, such claims and the expenditures thereto for the month of March 2011, are contained in the Financial Report submitted hereto for approval by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Atlantic County Improvement Authority, that the expenditures contained in the Financial Report for the month of March 2011, are approved pursuant to N.J.A.C. 5:31-4.1(c).



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 1, 2011

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

I, _____, Assistant Secretary of the Atlantic County Improvement Authority, State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Board at a meeting duly held on the 1st day of June 2011.

**RESOLUTION OF THE ATLANTIC
COUNTY IMPROVEMENT AUTHORITY
APPROVING THE EXPENDITURES CONTAINED IN THE
FINANCIAL REPORT FOR APRIL 2011**

WHEREAS, the Atlantic County Improvement Authority, hereafter, the "Authority", is a political subdivision of the State of New Jersey and an instrumentality of Atlantic County, established pursuant to N.J.S.A. 40:37A-44 et seq.; and

WHEREAS, the Authority is subject to rules and regulations promulgated by the State of New Jersey, Department of Community Affairs, Division of Local Government Services, including N.J.A.C. 5:31-4.1(c) regarding the approval and payment of claims which requires the "governing body (of the Authority) shall approve or disapprove all claims in accordance with Regulations adopted by the Authority;" and

WHEREAS, such claims and the expenditures thereto for the month of April 2011, are contained in the Financial Report submitted hereto for approval by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Atlantic County Improvement Authority, that the expenditures contained in the Financial Report for the month of April 2011, are approved pursuant to N.J.A.C. 5:31-4.1(c).



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 1, 2011

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

I, _____, Assistant Secretary of the Atlantic County Improvement Authority, State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Board at a meeting duly held on the 1st day of June 2011.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
APPROVING THE AMENDED 2010 ACIA ANNUAL BUDGET**

WHEREAS, the Atlantic County Improvement Authority, hereafter, the "Authority", is a political subdivision of the State of New Jersey and an instrumentality of the County of Atlantic established pursuant to N.J.S.A. 40:37A-44, et seq.; and

WHEREAS, the Authority is subject to rules and regulations promulgated by the State of New Jersey Local Finance Board, namely N.J.A.C. 5:31 et seq. pursuant to N.J.S.A. 40A:5A-10 and 15; and

WHEREAS, such rules and regulations, specifically N.J.A.C. 5:31-2.8.(b) state:

"All amendments to the budget shall be approved and adopted by resolution of the Authority, passed by not less than a majority of the full membership"; and

WHEREAS, since the 2010 budget was adopted by the Board of Commissioners on December 2, 2009, there are changes as shown below:

ITEM	Adopted Budget	Amended Budget
	Dec 2, 2009	June 1, 2011
Administrative Fees and Other Income	\$1,996,756	\$1,511,450
Interest and Investment Income	\$16,250	\$6,453
	\$2,013,006	\$1,517,903
Salaries and Other Payroll Expenses	\$1,277,000	\$959,923
Employee Benefits	\$439,200	\$300,557
Other Expenses	\$296,783	\$253,687
	\$2,012,983	\$1,514,167
Less: Surplus Utilized		
Income	\$23	\$3,736
	\$2,013,006	\$1,517,903

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Atlantic County Improvement Authority that the annual amended budget for the year 2010, with the changes stated above, with total revenues of \$1,517,903 and total expenses of \$1,514,167 is hereby approved.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 1, 2011

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

I, _____, Assistant Secretary of the Atlantic County Improvement Authority, State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Board at a meeting duly held on the 1st day of June 2011.

John C. Lamey, Jr., Assistant Secretary

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO
A SHARED SERVICES AGREEMENT WITH THE ATLANTIC COUNTY
INSTITUTE OF TECHNOLOGY AND THE ATLANTIC COUNTY SPECIAL SERVICES
SCHOOL DISTRICT FOR THEIR JOINT SOLAR RENEWABLE ENERGY PROJECT**

WHEREAS, the Atlantic County Improvement Authority, hereafter, the "Authority", is a political subdivision of the State of New Jersey and an instrumentality of the County of Atlantic, established pursuant to N.J.S.A. 40:37A-44 et seq.; and

WHEREAS, the Atlantic County Institute of Technology, hereafter, the "ACIT" and the Atlantic County Special Services School District, hereafter, the "ACSSD" have requested the Authority to 1) procure a qualified provider to design and install solar energy systems, 2) assist in the negotiation of a Power Purchase Agreement, and 3) provide Project Management Services for the installation and establishment of the solar energy facilities on their properties hereafter the "Project"; and

WHEREAS, the Authority has submitted the attached proposed Scope of Services and a fee proposal for the Project consisting of a base amount of \$150,000, plus an hourly rate under certain conditions if the project exceeds its projected 70 week term, plus a not to exceed amount of \$10,000.00 for reimbursables to ACIT and ACSSD; and

WHEREAS, it is anticipated that the ACIT and ACSSD will approve this proposal and fee schedule at an upcoming meeting of their respective Boards of Education; and

WHEREAS, this contract is classified as services provided between governmental agencies pursuant to N.J.S.A. 40A:11-5(2) and as such is exempt from the public bidding requirements of the New Jersey Local Public Contracts Law; and

WHEREAS, staff recommends the Board of Commissioners authorize the Executive Director to enter into the Shared Service Agreement with the ACIT and ACSSD to perform these services in accordance with the proposal.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Atlantic County Improvement Authority that the Executive Director is authorized to execute a Shared Services Agreement with the ACIT and ACSSD for the Project in accordance with the attached scope of services and fee proposal consisting of a base amount of \$150,000, plus an hourly rate under certain conditions if the project exceeds its projected 70 week term, plus a not to exceed amount of \$10,000.00.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 1, 2011

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

I, _____ Assistant Secretary of the Atlantic County Improvement Authority, State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Board at a meeting duly held on the 1st day of June 2011.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AMENDMENT TO THE
INTERLOCAL SERVICE AGREEMENT WITH ATLANTIC COUNTY
FOR BULKHEAD IMPROVEMENTS IN GALLOWAY TOWNSHIP**

WHEREAS, the Atlantic County Improvement Authority, hereafter, the "Authority", is a political subdivision of the State of New Jersey and an instrumentality of the County of Atlantic, established pursuant to N.J.S.A. 40:37A-44 et seq.; and

WHEREAS, on January 20, 2010, the Board of Commissioners authorized the Executive Director to execute an Interlocal Service Agreement with the County of Atlantic for the Authority to provide the procurement of the services and oversight of a qualified design firm for the design and permitting of Bulkhead improvements at Motts Creek Road (the Project) in Galloway Township for an amount not to exceed \$11,600.00; and

WHEREAS, on August 5, 2010, as the result of an RFP process the Board of Commissioners authorized the Executive Director to execute an amendment to the Interlocal Service Agreement with the County to add funding to cover the costs of the Professional Services Agreement with Hyland Design Associates for the Project for an additional amount not to exceed \$14,950.00, for a total agreement amount of \$26,550; and

WHEREAS, the Authority has incurred \$1,520.00 of administrative costs for the project in excess the original authorized amount; and

WHEREAS, the County has determined that additional Design Services are necessary as a result of the requirement by permitting agencies for unanticipated Wetlands Mitigation considerations and requested that we amend our agreement with Hyland Design Associates for an additional \$9,800.00 in accordance with the attached letter of proposal for those additional services; and

WHEREAS, this contract is classified as services provided between governmental agencies pursuant to N.J.S.A. 40A:11-5(2) and as such is exempt from the public bidding requirements of the New Jersey Local Public Contracts Law; and

WHEREAS, it is anticipated that the County will approve the amendment at an upcoming meeting of the Board of Chosen Freeholders; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Atlantic County Improvement Authority that the Executive Director is authorized to execute an amendment to the Intergovernmental Agreement with the County of Atlantic for project management services for the professional design and permitting of Bulkhead improvements at Motts Creek Road in Galloway Township for an additional amount not to exceed \$11,320.00, consisting of \$1,520.00 in unreimbursed administrative costs and \$9,800.00 in additional design costs.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 1, 2011

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

I, _____ Assistant Secretary of the Atlantic County Improvement Authority, State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Board at a meeting duly held on the 1st day of June, 2011.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A CONTRACT WITH HYLAND
DESIGN GROUP FOR CONSULTING ENGINEERING FOR IMPROVEMENTS TO THE
SHOREFRONT OF GALLOWAY TOWNSHIP AT THE TERMINUS OF MOTT'S CREEK ROAD**

WHEREAS, the Atlantic County Improvement Authority, hereafter, the "Authority", is a political subdivision of the State of New Jersey and an instrumentality of the County of Atlantic, established pursuant to N.J.S.A. 40:37A-44 et seq.; and

WHEREAS, by Resolution adopted August 5, 2010 the Board of Commissioners authorized the Executive Director to execute a Contract with the Hyland Design Group to perform consulting engineering services for a Feasibility Study, Design Development, Permitting and preparation of Construction Documents for Bulkhead Improvements for Public Access to the Shorefront at the Terminus of Motts Creek Road in Galloway Township ("the Project") for a fee not to exceed \$14,950.00 in accordance with the Intergovernmental Agreement with the County of Atlantic; and

WHEREAS, the County determined that the project should be designed assuming no requirement for Wetlands Mitigation which was specified in the original scope of services for the Project; and

WHEREAS, the County has subsequently determined that additional Design Services are necessary as a result of the unanticipated requirement by permitting agencies for Wetlands Mitigation considerations; and

WHEREAS, on April 27, 2011 Hyland Design Group submitted the attached letter to the County outlining the additional scope of services to meet the design specifications in consideration of the Wetlands Mitigation requirements including a fee proposal for an additional \$9,800.00 to cover the costs; and

WHEREAS, based on their review and the concurrence of staff, the County determined that the additional scope of services is appropriate and requested that we amend our agreement with Hyland Design Group to cover those costs; and

WHEREAS, the additional funds will be provided by an amendment to the Intergovernmental Agreement between the Authority and the County for the Project; and

WHEREAS, such services are classified as Professional Services pursuant to N.J.S.A. 40A11-5(1)(a)(i) and as such are exempt from the public bidding requirements of the New Jersey Local Public Contracts Law.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Atlantic County Improvement Authority that the Executive Director is authorized to execute an amendment to the Agreement with the Hyland Design Group for the Project for an amount not to exceed \$9,800.00, and that this approval is contingent on the County's approval of the aforementioned amendment to the Inter Local Service Agreement.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 1, 2011

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

I, _____ Assistant Secretary of the Atlantic County Improvement Authority, State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Board at a meeting duly held on the 1st day of June, 2011.