

**RESOLUTION OF THE ATLANTIC
COUNTY IMPROVEMENT AUTHORITY
APPROVING THE EXPENDITURES CONTAINED IN THE
FINANCIAL REPORT FOR JANUARY 2012**

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 January 2012, 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 January 2012, are approved pursuant to N.J.A.C. 5:31-4.1(c).



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: March 7, 2012

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 7th day of March 2012.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH
COOPER LEVENSON NIEDELMAN & WAGENHEIM TO SERVE AS THE AUTHORITY'S
COUNSEL
FROM MARCH 1, 2012 TO FEBRUARY 28, 2013**

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 has the right, pursuant to said Act, to hire counsel for its essential purposes; and

WHEREAS, on February 22nd, the Authority received four responses to its Request for Proposals for Legal Services from the following firms: Archer & Greiner, P.C.; Cooper Levenson April Niedelman & Wagenheim P.A.; Inglesino, Pearlman, Wyciskala & Taylor, LLC; and Eric M. Bernstein & Associates, L.L.C.; and

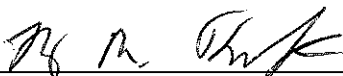
WHEREAS, staff reviewed the responses and determined that Cooper Levenson April Niedelman & Wagenheim P.A offered the most advantageous mix of cost and experience; and

WHEREAS, the Authority is desirous of entering into a contract with the firm of Cooper Levenson April Niedelman & Wagenheim P.A for the purposes of serving as its Authority counsel for the period from March 1, 2012 to February 28, 2013; and

WHEREAS, Cooper Levenson April Niedelman & Wagenheim P.A has proposed to provide such service, for the period March 1, 2011 to February 28, 2012, at an hourly rate of \$175 for Partners and Associates and \$75 - \$125 for non-technical personnel with a cap of \$8,500 for Administrative Services and a cap of \$8,500 for all other matters, for a gross contract not to exceed \$17,000; and

WHEREAS, such services are classified as Professional Services pursuant to N.J.S.A. 40A:11-5 (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 a contract with Cooper Levenson April Niedelman & Wagenheim P.A to serve as Authority counsel, for the period from March 1, 2012 to February 28, 2013, for Administrative matters with a cap not to exceed \$8,500 and all other matters with a cap not to exceed \$8,500, for a gross contract not to exceed \$17,000.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: March 7, 2012

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 7th day of March, 2012.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO
A SHARED SERVICES AGREEMENT WITH THE CITY OF OCEAN CITY
TO ADMINISTER THE HOUSING REHABILITATION COMPONENT OF THE
CITY'S COAH SPENDING PLAN**

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, pursuant to N.J.S.A. 40:37A-108a(4) the Atlantic County Improvement Authority is empowered to enter into agreements with any political subdivision within the County in order to promote housing projects in any municipality; and

WHEREAS, the Atlantic County Improvement Authority is further authorized to enter into agreements with any political subdivision located in other New Jersey counties that do not have an Improvement Authority; and

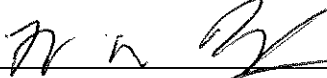
WHEREAS, the City of Ocean City's Council On Affordable Housing (COAH) spending plan contains a rehabilitation component which has the goal of upgrading properties in need of certain improvement and rehabilitation through the provision of a deferred loan to eligible property owner occupants; and

WHEREAS, the Authority's Office of Community Development has the knowledge, training and experience to administer the program; and to provide these services; and

WHEREAS, the City accepted the Authority's attached proposal to provide these services for a fee of eighteen percent (18%) of the construction contract per rehabilitation case; 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:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Atlantic County Improvement Authority that the Executive Director is hereby authorized to enter into a Shared Services Agreement with the City of Ocean City for the Authority to administer the Housing rehabilitation portion of the City's COAH Spending Plan for a fee of eighteen percent (18%) per rehabilitation case in accordance with the attached proposal.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: March 7, 2012

ATLANTIC COUNTY IMPROVEMENT AUTHORITY

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