

MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
MINUTES

Wednesday, October 12, 2022, 6:00 PM

(Held via Zoom)

+1 929 436 2866 US (New York)
+1 301 715 8592 US (Germantown)
+1 312 626 6799
+1 646 931 3860
+1 669 900 6833
+1 253 215 8782
+1 346 248 7799
+1 669 444 9171
+1 309 205 3325
+1 719 359 4580
+1 386 347 5053
+1 564 217 2000

Meeting ID: 848 0792 8079

Passcode: 7467270771

Middlesex County Improvement Authority Office

101 Interchange Plaza, Second Floor, Cranbury (South Brunswick), New Jersey

1. **CALL TO ORDER/SALUTE TO FLAG:** Meeting was called to order by Chairman Nolan at 6:00 p.m. Meeting was turned over to Vice-Chairman Raczynski by Chairman Nolan.

2. **ROLL CALL OF OFFICERS**
James P. Nolan Present
Anthony Raczynski Present
Paul Abbey Present
Christine D'Agostino Present
Others Present: Executive Director H. James Polos, General Counsel Carol Berlen, Esq., Chief Financial Officer William Brennan, George Devaney from Keyword Strategies, and John Cole and Nick Ganescu from the County.

3. **SUNSHINE LAW STATEMENT:** Carol Berlen, Esq. read the following statement into the record: "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."

4. **SWEARING IN OF NEW COMMISSIONER**

Executive Director Polos introduces newly appointed Commissioner, Tashilee Vazquez. Carol Berlen swears Ms. Vazquez in as a new Middlesex County Improvement Authority Commissioner.

5. **COMMITTEE REPORTS**

a) Recycling: Executive Director Polos gives update on recycling, advising that staffing issues are continuing to improve and that leaf and brush collection is about to begin.

6. **CORRESPONDENCE**

No correspondence.

7. **OLD BUSINESS**

No old business.

8. **NEW BUSINESS**

a) Rail Station: Executive Director Jim Polos gives an update that final 10% of CBD construction drawings were presented to NJ Transit just 2 days ago. Minimal comments were just received on preliminary draft submitted 2 weeks ago. Confirmed final approval of first 10% is expected shortly.

b) Cancer Institute: Executive Director Jim Polos advises that progress continues to be made. Precast concrete should begin to be installed by the end of the year for the parking garage and work is underway on the interior structural parts of construction at the school and they continue to be on time.

9. **DISCUSSION OF RESOLUTIONS**

9(a) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY CERTIFYING REVIEW OF 2021 ANNUAL AUDIT

9(b) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMTN AUTHORITY INTRODUCING THE 2023 AUTHORITY'S OPERATIONAL BUDGET

9(c) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE 2023 BUDGET FOR GENERAL OPERATIONS AND CAPITAL OPERATIONS

9(d) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE 2023 BUDGET FOR GOLF COURSE OPERATIONS

9(e) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE 2023 BUDGET FOR THE ROOSEVELT CARE CENTER FACILITIES

9(f) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE 2023 BUDGET FOR NORTH BRUNSWICK TRAIN STATION PROJECT

9(g) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE 2023 BUDGET FOR CARTERET PARKING GARAGE OPERATIONS

9(h) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE 2023 BUDGET FOR NEW BRUNSWICK CANCER CENTER PARKING GARAGE PROJECT OPERATING BUDGET

9(i) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY APPROVING MEMORANDUM OF UNDERSTANDING WITH NEW JERSEY TRANSIT CORPORATION FOR NEW BRUNSWICK TRAIN STATION PROJECT

9(j) RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY PAYMENT OF EXPENSES

10. **APPROVAL OF MINUTES**

a) Motion for approval of the Minutes of the Agenda Session and Special Meeting of September 29, 2022 made by Commissioner D'Agostino; seconded by Commissioner Abbey. Approved by 4 Commissioner vote. Commissioner Vazquez abstains due to not being present at September 29, 2022 meeting.

11. **PUBLIC COMMENTS ON RESOLUTIONS**

No public in attendance; no public comments

12. **APPROVAL OF RESOLUTIONS**

Motion to approve resolutions made by Commissioner Abbey, seconded by Commissioner D'Agostino. Approved by unanimous vote.

13. **PAYMENT OF VOUCHERS**

Motion to approve payment of expenses made by Commissioner D'Agostino, seconded by Commissioner Abbey. Approved by unanimous vote.

14. **PUBLIC SESSION**

No public comments.

15. **ADJOURNMENT**

Motion to adjourn made by Commissioner D'Agostino, seconded by Commissioner Abbey. Meeting adjourned by Vice-Chairman Raczynski.

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
CERTIFYING REVIEW OF 2021 ANNUAL AUDIT**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 12, 2022; and

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of each local authority to cause an annual audit of its accounts to be made; and

WHEREAS, the annual audit report for the fiscal year ended 2021 has been completed by Andrew Hodulik of Hodulik & Morrison, P.A. a division of PKF O'Connor Davies Certified Public Accountants, Registered Municipal Accountants and filed with the Authority pursuant to N.J.S.A. 40A:5A-15; and

WHEREAS, N.J.S.A. 40A:5A-17 requires the governing body of each authority to, within 45 days of receipt of the annual audit, certify by resolution to the Local Finance Board that each member thereof has personally reviewed the annual audit report, and specifically the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by group affidavit in the form prescribed by the Local Finance Board; and

WHEREAS, the members of the governing body have each received the annual audit and have each personally reviewed the annual audit and have each specifically reviewed the sections of the annual audit report entitled, "General Comments" and "Recommendations" in accordance with N.J.S.A. 40A:5A-17.

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Middlesex County Improvement Authority hereby certifies to the Local Finance Board of the State of New Jersey that each governing body member has personally reviewed the annual audit report for the fiscal year ended 2021 and specifically each governing body member has reviewed the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by group affidavit in the form prescribed by the Local Finance Board.

BE IT FURTHER RESOLVED, that the Secretary of the Authority is hereby directed to promptly submit to the Local Finance Board the aforesaid group affidavit, accompanied by a certified true copy of this resolution.

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the meeting of the Authority held on the 12th day of October, 2022 as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY'S
INTRODUCTION OF THE 2023 AUTHORITY'S OPERATIONAL BUDGET**

FISCAL YEAR: FROM: January 31, 2023 TO: December 31, 2023

WHEREAS, the Annual Budget and Capital Budget for the Middlesex County Improvement Authority for the fiscal year beginning, January 01, 2023 and ending, December 31, 2023 has been presented before the governing body of the Middlesex County Improvement Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$74,987,496.00 Total Appropriations, including any Accumulated Deficit if any, of \$74,987,496.00 and Total Unrestricted Net Position utilized of \$0.00; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$30,020,513.00 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$35,000.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority at an open public meeting held on October 12, 2022 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Middlesex County Improvement Authority for the fiscal year beginning, January 01, 2023 and ending, December 31, 2023 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 14, 2022.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
INTRODUCING THE 2023 BUDGET FOR GENERAL OPERATIONS AND CAPITAL
OPERATIONS**

FISCAL YEAR: From: January 1, 2023 To: December 31, 2023

WHEREAS, the Annual Budget and Capital Budget for the Middlesex County Improvement Authority (the "Authority") for General Operations for the fiscal year beginning January 1, 2023 and ending December 31, 2023 has been introduced before the governing body of the Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget for General Operations as adopted to the State of the New Jersey for total revenues shall be in the amount of \$13,482,561.00; and

WHEREAS, the Annual Budget for General Operations as adopted to the State of the New Jersey for total expenses shall be in the amount of \$13,482,561.00; and

WHEREAS, the capital budget as introduced shall be in the amount of \$30,020,513.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, a regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority that the Introduction of the Annual Budget and the Capital Budget/Program of the Middlesex County Improvement Authority for General Operations for the fiscal year beginning January 1, 2023 and ending December 31, 2023 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 14, 2022.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY INTRODUCING THE
2023 BUDGET FOR GOLF COURSE OPERATIONS**

FISCAL YEAR: From: January 1, 2023 To: December 31, 2023

WHEREAS, the Annual Budget and Capital Budget/Program for the Middlesex County Improvement Authority for the fiscal year beginning January 1, 2023 and ending December 31, 2023 has been presented for introduction before the governing body of the Middlesex County Improvement Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget for the Golf Course Operations as introduced reflects Total Revenues of \$1,503,548.00; and

WHEREAS, the Annual Budget for the Golf Course Operations as introduced reflects Total Expense of \$1,503,548.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority, at an open public meeting held on October 12, 2022 that the Budget of the Middlesex County Improvement Authority for the Golf Course Operations for the fiscal year beginning January 1, 2023 and ending December 31, 2023 is hereby introduced and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Budget for the Golf Course Operations as presented for introduction reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which shall be submitted to the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Budget of the Middlesex County Improvement Authority for the Golf Course Operations for adoption on December 14, 2022.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
INTRODUCING THE 2023 BUDGET FOR THE
ROOSEVELT CARE CENTER FACILITIES**

FISCAL YEAR: From: January 1, 2023 To: December 31, 2023

WHEREAS, the Budget for the Middlesex County Improvement Authority for the fiscal year beginning January 1, 2023 and ending December 31, 2023 has been presented for introduction before the governing body of the Middlesex County Improvement Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget for the Roosevelt Care Center Facilities Operations as introduced reflects Total Revenues of \$55,863,589.00; and

WHEREAS, the Annual Budget for the Roosevelt Care Center Facilities Operations as introduced reflects Total Expense of \$55,863,589.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority, at an open public meeting held on October 12, 2022 that the Annual Budget and Capital Budget/Program of the Middlesex County Improvement Authority for the Roosevelt Care Center Facilities for the fiscal year beginning January 1, 2023 and ending December 31, 2023 is hereby introduced and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will present the Budget for Roosevelt Care Centers for introduction on October 12, 2022.

BE IT FURTHER RESOLVED, that the Budget for the Roosevelt Care Center Facilities as presented for introduction reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which shall be submitted to the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Annual Budget for the Roosevelt Care Centers for adoption on December 14, 2022 and to be introduced to the State of New Jersey as the Authority's 2023 Budget Submission.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
INTRODUCING 2023 BUDGET FOR NORTH BRUNSWICK TRAIN STATION
PROJECT**

FISCAL YEAR: From: January 1, 2023 To: December 31, 2023

WHEREAS, the Budget Program for the Middlesex County Improvement Authority for the fiscal year beginning January 1, 2023 and ending December 31, 2023 has been presented for introduction before the governing body of the Middlesex County Improvement Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget for the North Brunswick Train Station Project as introduced reflects Total Revenues of \$1,500,000.00; and

WHEREAS, the Annual Budget for the North Brunswick Train Station Project as introduced reflects Total Expense of \$1,500,000.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority, at an open public meeting held on October 12, 2022 that the Budget of the Middlesex County Improvement Authority for the North Brunswick Train Station Project for the fiscal year beginning January 1, 2023 and ending December 31, 2023 is hereby introduced and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Budget for the North Brunswick Train Station Project for as presented for introduction reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which shall be submitted to the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Budget for the North Brunswick Train Station Project for adoption on December 14, 2022.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
INTRODUCING THE 2023 BUDGET FOR CARTERET PARKING GARAGE
PROJECT**

FISCAL YEAR: From: January 1, 2023 To: December 31, 2023

WHEREAS, the Budget for the Middlesex County Improvement Authority for the fiscal year beginning January 1, 2023 and ending December 31, 2023 has been presented for introduction before the governing body of the Middlesex County Improvement Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget for the Carteret Parking Garage Project as introduced reflects Total Revenues of \$519,798.00; and

WHEREAS, the Annual Budget for the Carteret Parking Garage Project as introduced reflects Total Expense of \$519,798.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority, at an open public meeting held on October 12, 2022 that the Budget of the Middlesex County Improvement Authority for the Carteret Parking Garage Project for the fiscal year beginning January 1, 2023 and ending December 31, 2023 is hereby introduced and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will present the Annual Budget Carteret Parking Garage Project for introduction on October 12, 2022.

BE IT FURTHER RESOLVED, that the Budget for Carteret Parking Garage Project as presented for introduction reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which shall be submitted to the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Budget for the Carteret Parking Garage Project for adoption on December 14, 2022.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
INTRODUCING THE 2023 BUDGET FOR NEW BRUNSWICK CANCER CENTER
PARKING GARAGE PROJECT**

FISCAL YEAR: From: January 1, 2023 To: December 31, 2023

WHEREAS, the Budget for the Middlesex County Improvement Authority for the fiscal year beginning January 1, 2023 and ending December 31, 2023 has been presented for introduction before the governing body of the Middlesex County Improvement Authority at its open public meeting of October 12, 2022; and

WHEREAS, the Annual Budget for the New Brunswick Cancer Center Parking Garage Project as introduced reflects Total Revenues of \$2,118,000.00; and

WHEREAS, the Annual Budget for the New Brunswick Cancer Center Parking Garage Project as introduced reflects Total Expense of \$ 2,118,000.00; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Middlesex County Improvement Authority, at an open public meeting held on October 12, 2022 that the Budget of the Middlesex County Improvement Authority for the New Brunswick Cancer Center Parking Garage Project for the fiscal year beginning January 1, 2023 and ending December 31, 2023 is hereby introduced and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will present the Annual Budget New Brunswick Cancer Center Parking Garage Project for introduction on October 12, 2022.

BE IT FURTHER RESOLVED, that the Budget for New Brunswick Cancer Center Parking Garage Project as presented for introduction reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which shall be submitted to the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED, that the governing body of the Middlesex County Improvement Authority will consider the Budget for the New Brunswick Cancer Center Parking Garage Project for adoption on December 14, 2022.

Paul Abbey, Secretary

Date

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022, as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October, 2022.

Paul Abbey, Secretary

**RESOLUTION OF THE
MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
APPROVING MEMORANDUM OF UNDERSTANDING
WITH NEW JERSEY TRANSIT CORPORATION FOR THE NEW BRUNSWICK
TRAIN STATION PROJECT**

WHEREAS, a regular meeting of the Middlesex County Improvement Authority (the "Authority") was held on October 12, 2022; and

WHEREAS, pursuant to the County Improvement Authorities Law, N.J.S.A. 40:37A-44 et seq., the Authority is empowered to improve, further and promote the tourist industries and recreational attractiveness of the County of Middlesex (the "County") through the planning, acquisition, construction, improvement, maintenance and operation of facilities for the recreation and entertainment of the public; 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, passenger demand and rail service congestion along the Northeast Corridor ("NEC") has created a public need for a new train station in New Brunswick, New Jersey a municipality within Middlesex County; and

WHEREAS, New Jersey Transit Corporation ("N.J. Transit") is an organization dedicated to public transportation in the State of New Jersey; and

WHEREAS, the Station is being improved for the joint benefit of the County and NJ TRANSIT, which has agreed to partner with the Authority to assist in the development of the Station; and

WHEREAS, N.J. Transit requested the Authority to manage the concept design phase of this Station on behalf of the County and NJ TRANSIT, and may procure and manage an engineering and/or design firm to conduct, develop and produce a preliminary and final engineering design of the Station and to retain, as necessary, construction services to build ("Project"); and

WHEREAS, NJ TRANSIT will retain review and approval rights for the Project, such that future agreements will not be made until NJ TRANSIT has reviewed and approved deliverables, including design and procurement documents, associated with the Project; and

WHEREAS, the New Jersey State Legislature has appropriated monies through the New Jersey Debt Defeasance and Prevention Fund to NJ TRANSIT and \$45 million dollars (\$45,000,000.00) shall be allotted for the Project, subject to the approval of the Director of Budget and Accounting; and

WHEREAS, NJ TRANSIT's financial obligation shall be limited to that above referenced \$45 million dollars (\$45,000,000.00); and

WHEREAS, NJ TRANSIT and the MCIA may execute separate funding agreements to provide for the reimbursement of expenses associated with the services MCIA will provide the Project; and

WHEREAS, the Parties represent that they are authorized by law to enter into this Agreement.

WHEREAS, the Authority would like to approve a Memorandum of Understanding (the "MOU") with N.J. Transit in connection with the Project 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 of the Project.
2. The Authority approves the MOU with N.J. Transit Corporation in substantially the form attached with such changes as shall be approved by the Chairman, Executive Director, and on advice of counsel.
3. The Authority authorizes the Executive Director, Chairman, or Vice-Chairman to execute the MOU with N.J. Transit in the form so approved.
4. The Authority authorizes the Chairman or his designee to take all acts reasonable and necessary to participate in the Program and undertake the responsibilities.

<u>Recorded Vote:</u>	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
James P. Nolan	X			
Anthony Raczynski	X			
Paul Abbey	X			
Christine D'Agostino	X			
Tashilee Vazquez	X			

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the forgoing is a true copy of a resolution adopted at the regular meeting of the Authority held on the 12th day of October, 2022 as same appears on record in the minute book of the Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Authority this 12th day of October 2022.

Paul Abbey, Secretary

**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 October 12, 2022, that payments as itemized on the attached bill list, attached hereto and made a part hereof, in the total amount of \$3,611,555.72 be 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 \$3,611,555.72 are correct and just and payment should be approved.



William J. Brennan, Chief Financial Officer

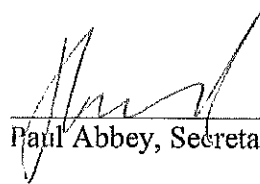
James P. Nolan, Chairman

This is to certify that the above is a true copy of a Resolution adopted by the Middlesex County Improvement Authority at a meeting held on October 12, 2022, at which a quorum of the membership was present.

Paul Abbey, Secretary

CERTIFICATION

I, Paul Abbey, Secretary and Certifying Agent of the Middlesex County Improvement Authority, hereby certify that the attached is a true copy of the Minutes of the meeting of the Middlesex County Improvement Authority held on the 12th day of October, 2022.



Paul Abbey, Secretary