

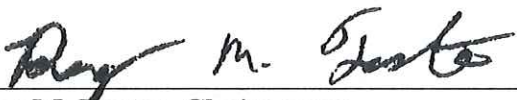
**RESOLUTION OF THE ATLANTIC
COUNTY IMPROVEMENT AUTHORITY
APPROVING THE EXPENDITURES CONTAINED IN THE
FINANCIAL REPORT FOR APRIL 2023**

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 2023, 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 2023, are approved pursuant to N.J.A.C. 5:31-4.1(c).



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 8th, 2023

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 8th day of June 2023.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING THE EXECUTIVE DIRECTOR TO RENEW THE SHARED
SERVICES AGREEMENT WITH THE ATLANTIC COUNTY UTILITIES
AUTHORITY TO PROVIDE CERTAIN ADMINISTRATIVE SERVICES TO THE
AUTHORITY**

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, under a shared services agreement, the Atlantic County Utilities Authority ("ACUA") has provided the Authority administrative support in the area of Human Resources including Payroll, Health Benefits and Pension Administration, administration of Vacation, Sick and Personal leave and the administration of unemployment benefits, as well as Purchasing activities; and

WHEREAS, because the ACUA administers those activities for its 250 employees and is subject like the Authority to the Local Public Contracts Law the shared service arrangement has proven to maximize efficiencies and be beneficial for the Authority; and

WHEREAS, the current agreement is for ACUA to provide those services to the Authority for an amount not-to-exceed \$10,000.00 to be billed on an hourly rate, and proposes to renew the agreement for an additional year under the same terms and conditions; 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 to the Board of Commissioners that it is in the best interests of the Authority to share these certain administrative 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 an extension to the Shared Services Agreement with the Atlantic County Utilities Authority for the ACUA to provide certain administrative services to the Authority for an amount not to exceed \$10,000.00 from July 17th, 2023 until July 16th, 2024.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 8th, 2023

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 8th day of June 2023.

RESOLUTION AUTHORIZING AN ADDENDUM TO THE SHARED SERVICES AGREEMENT WITH CAPE MAY COUNTY FOR PROJECT MANAGEMENT SERVICES FOR THE DESIGN AND CONSTRUCTION OF TECH HANGERS 2 BUILDING WITH CAPE MAY COUNTY IN THE AMOUNT OF \$40,000.00 AND A PROFESSIONAL THIRD-PARTY TESTING AGREEMENT WITH COLLIERS INTERNATIONAL IN THE AMOUNT OF \$40,000.00

WHEREAS, 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. 40A:37A-54 a purpose of the Authority is to plan, initiate and carry out construction projects related to public facilities within the county or any beneficiary county; and

WHEREAS, on July 11th, 2019 the Board of Commissioners adopted a resolution authorizing a shared Services Agreement under The Uniform Shared Services Consolidation Act, N.J.S.A. 40 A:65-1 *et. seq.* with Cape May County for the Authority to provide Project Management Services for the purposes of planning and constructing certain government services buildings known as the Government Services Area at the Cape May County Airport; and

WHEREAS, on May 17th, 2023 the Authority advertised for professional services bids for Specialized Testing services for the duration of the construction of the Cape May County Government Services District project and on May 25th, received two (2) responses from Colliers Engineering and Design (CED) located in Mays Landing in the amount of \$40,000.00 and Atlantic Engineering Laboratories (AEL) located in Avenel in the amount of \$35,260.00; and

WHEREAS, based on past first-hand experience with Colliers Engineering and Design and other criteria considered by the Authority and the County, staff recommends award of a Professional Services Agreement with Colliers Engineering and Design in the amount of \$40,000.00; and

WHEREAS, in order to award the aforementioned contracts the shared services agreement between the Authority and the County needs to be amended in the amount of \$40,000.00 to provide the necessary funds; and

WHEREAS, the agreement with Colliers Engineering and Design is 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; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., specifically authorizes governmental entities to enter into Shared Services Agreements.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize an amendment to the Project Management Shared Services Agreement with Cape May County for the Government Services Building in the amount of \$40,000.00,

BE IT FURTHER RESOLVED that upon the execution of the amendment to the aforesaid Shared Services Agreement the Executive Director is authorized to execute a Professional Services Third-Party Testing Agreement with Colliers Engineering and Design in the amount of \$40,000.00 for the Cape May County Government Services Building Project.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 8th, 2023,

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 8th day of June, 2023.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
APPOINTING NW FINANCIAL TO SERVE AS FINANCIAL ADVISOR**

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, due to the Authority's activities related to supporting both the Public and Private sectors in the Community with their financing needs, and our continuing role in the Economic/Redevelopment Initiative and other activities, it is appropriate and necessary for the Authority to continue to enlist the services of a Financial Advisor to assist in advancing such efforts and the provide the expertise required to ensure that the interests of the Authority are protected; and

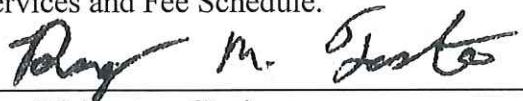
WHEREAS, over the past several years NW Financial has demonstrated their ability to analyze the feasibility of project proposals, structure financing packages, provide advice regarding debt issues and potential debt issues of the Authority, provide guidance related to activities undertaken as part of the Economic Development/Redevelopment Initiative and monitor and ensure compliance with our disclosure requirements on the Electronic Municipal Market Access (EMMA) website ; and

WHEREAS, NW Financial proposed fees in accordance with the attached fee schedule that are consistent with their fees charged over the past several years and are reasonable and consistent with industry standards; and

WHEREAS, NW's team continues to demonstrate the experience, knowledge and capacity to analyze the feasibility of project proposals, structure financing packages and provide advice regarding debt issues and potential debt issues of the Authority; 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 NW Financial is hereby re-appointed to serve as the Authority's Financial Advisor through June of 2024 in accordance with the attached Scope of Services and Fee Schedule.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 8th, 2023

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 8th day of June, 2023.

Resolution 5 of June 8th, 2023

NW FINANCIAL GROUP

NW Financial Group, Fee Schedule 2023 for the ACIA/NW Financial Group Contract

For financial advisory services rendered in connection with the sale of bonds and notes, NW Financial proposes to be compensated based on the following schedule:

1. Bonds/Note Single Issuer General Obligation financings:

a. Notes:

For the issuance of general obligation note(s) in an amount up to \$10,000,000 NW Financial proposes to be compensated a flat fee of \$4,500. For the issuance of general obligation note(s) in an amount over \$10,000,000 NW Financial proposes to be compensated a flat fee of \$6,000. This amount shall be payable at the closing of the proposed note issuance.

b. Bonds:

For the issuance of general obligation bonds and or refunding bonds, NW Financial proposes to be compensated a flat fee of \$13,500 for any bond issuance up to \$15,000,000. For a bond issuance over \$15,000,000, NW Financial proposes flat fee of \$15,000. This amount shall be payable at the closing of the proposed bond/refunding issuance.

2. Complex/Unique/Multiple Issuer Financings:

The fee for the Authority financings that include multiple general obligation credits and/or issuers; 501(c)(3) credits; provide corporations or developers or other unique financing structures or credits will be negotiated and agreed upon between the parties based upon the number of issuers, size of the issue, complexity of the financing, issuer credit quality, requested services and other factors specific to the transaction.

3. Continuing Disclosure Services:

For the review of prior and current secondary market disclosure requirements and to complete and post the necessary continuing disclosure filings and postings to EMMA, NW Financial proposes to be compensated at the hourly rates noted above with a minimum fee of \$1,500 per annum.

4. General Consulting:

For general consulting services provided on projects or potential projects that does not include a sale of Notes and/or Bonds, or for a project where a final determination has not been made as to how the project will be financed, such as a redevelopment project or review assignment, NW Financial shall be compensated upon the hourly rates as follows:

<u>(\$/hour)</u>	<u>Position</u>	<u>Hourly Rate</u>
	Principal	\$225
	Managing Director	\$205
	Senior Vice President	\$195
	Vice President	\$190
	Associate	\$185

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES
AGREEMENT WITH TRIAD ASSOCIATES FOR CONSULTING SERVICES
RELATED TO SPECIFIC GRANT PROGRAMS**

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, pursuant to N.J.S.A. 40:37A-54 (a) the Atlantic County Improvement Authority is empowered to provide public facilities for use by any municipality in the County; and

WHEREAS, pursuant to N.J.S.A. 40:37A-54 (i) the Atlantic County Improvement Authority is empowered to provide financial and/or technical assistance for the rehabilitation of low- and moderate-income housing in Atlantic County; and

WHEREAS, pursuant to N.J.S.A. 40:37A-55 (k) the Atlantic County Improvement Authority is empowered to apply for and to accept gifts or grants of real or personal property, money, material, labor or supplies for the purposes of the authority from any governmental unit or person, and to make and perform agreements and contracts and to do any and all things necessary or useful and convenient in connection with the procuring, acceptance or disposition of such gifts or grants; and

WHEREAS, the County of Atlantic desires to utilize the services of a professional firm to identify and pursue Grant Opportunities for various County departments and County activities and who will provide assistance in Grant Writing, Grant Administration and Related Services; and

WHEREAS, as authorized by the Board of Commissioners on October 10th, 2019 the Board of Commissioners authorized a Shared Services Agreement with Atlantic County effective from September 1, 2019 through August 31, 2028, to administer their 2019 CDBG and HOME Grant funds from September 1, 2019 through August 31, 2028 for which services the County will pay the Authority \$1,887,756.00 of which \$310,540.00 are administrative fees and \$1,577,216.00 are project costs; and

WHEREAS, as authorized by the Board of Commissioners on April 9th, 2020 the Authority has executed a professional services agreement with Triad Associates as Consultant for the Community Development Block Program and the HOME Consortium Program for a total contract not to exceed \$37,800.00 for the period of January 1, 2020 to February 28, 2021, and

WHEREAS, Triad Associates has expertise, experience, and knowledge in the Grant identification and Grant writing services requested and demonstrated success obtaining Grant Awards for a wide variety of activities; and

WHEREAS, the County has requested that we amend our agreement with Triad to include the requested services for which they will reimburse the costs; and

WHEREAS, by resolution adopted June 9th, 2022 the Board of Commissioners of the Atlantic County Improvement Authority authorized an amendment to the Professional Services Agreement with Triad Associates for consulting services to include the aforementioned increased Scope of Services for an additional amount not to exceed \$35,000.00.

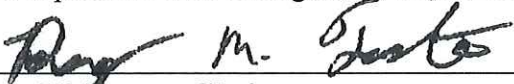
WHEREAS, the amended agreement with Triad Associates expired May 31, 2023, and

WHEREAS, there remains a balance of \$____.00 in the contract and the County has requested that the contract be extended to accommodate future requests for requests for said services; and

WHEREAS, the Authority desires to amend the Professional Services Agreement with Triad Associates to extend the expiration date through May 31, 2024; 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 hereby authorized to amend the above referenced Professional Services Agreement with Triad Associates to extend the expiration date through May 31, 2023.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 8, 2023

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 8th day of June 2023.

**RESOLUTION OF THE ATLANTIC COUNTY IMPROVEMENT AUTHORITY
AUTHORIZING AN AGREEMENT WITH THE TOWN OF HAMMONTON TO
ADMINISTER COVID-CV 1 2020 PROGRAM FUNDS FOR A SMALL BUSINESS
ASSISTANCE GRANT PROGRAM**

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 County of Atlantic County has entered into a grant agreement (GA# 2020-02301-0515) with the New Jersey Department of Community Affairs (NJDCA) under Title I of the Housing and Community Development Act, as amended, for an Entitlement Grant; and

WHEREAS, on August 28, 2020, the NJDCA awarded a federal allocation of \$475,972 in CDBG CV1 funds to the County of Atlantic County and set aside \$315,000 to the Town of Hammonton for the purposes of preventing, preparing for and responding to the COVID-19 pandemic; and

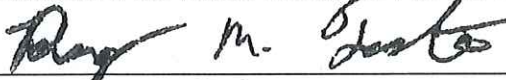
WHEREAS, this Grant will be administered by the Atlantic County Improvement Authority; and

WHEREAS, the Town of Hammonton has proposed to create a Small Business Assistance Grant program to be implemented under the Small Cities COVID-19 CDBG-CV1 2020 Program; and

WHEREAS, applicants must demonstrate that they have suffered an economic loss because of COVID or its aftermath and will be eligible for assistance capped at \$10,000; and

WHEREAS, this agreement shall be retroactively effective as of July 1, 2020. The term of this agreement is 36 months with an anticipated extension of an additional 6 months.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Atlantic County Improvement Authority that the Executive Director is hereby authorized to execute an agreement with the Town of Hammonton to administer a Small Business Assistance Grant under the Small Cities COVID-19 CDBG-CV1 2020 program.



Roy M. Foster, Chairperson



Edwin G. Blake, Secretary

ADOPTED: June 8, 2023

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 8th day of June 2023.