

MINUTES

MERCER COUNTY IMPROVEMENT AUTHORITY REGULAR MEETING - TUESDAY, SEPTEMBER 8, 2009 12:00 NOON

The Mercer County Improvement Authority met on the above date and time at the Mt. View Golf Course Clubhouse with the following present:

BOARD MEMBERS PRESENT: Charles L. Marciante, Chairman; John P. Thurber, Vice Chairman; Anthony Verrelli and Anthony Davis,

BOARD MEMBERS ASBSENT: Christina Foglio-Palmer, Christine Stearns, Morris Rubino

ADMINISTRATION PRESENT: Phillip S. Miller, Executive Director; Allan Collins, Deputy Executive Director; Margarita Stanislavskaya, Chief Financial Officer; Patrick Cane, Chief of Enforcement; Daniel Napoleon, Chief of Recycling; William Harla, General Counsel; Andrew Watson, Enforcement Counsel

CALL TO ORDER

At this time, Chairman Marciante called the meeting to order.

EXECUTIVE DIRECTOR'S STATEMENT

"WRITTEN ADVANCE NOTICE OF THE TIME, DATE AND PLACE OF THIS MEETING, AS REQUIRED BY CHAPTER 231, P.L. 1975 OPEN PUBLIC MEETINGS ACT, WAS GIVEN THURSDAY, AUGUST 6, 2009 BY MAILING A COPY OF THE AGENDA THEREOF TO THE TRENTON TIMES, THE TRENTONIAN AND ALL OTHER MERCER COUNTY NEWSPAPER AND RADIO STATIONS, TO THE MERCER COUNTY CLERK AND MUNICIPAL CLERKS. THE SAME WAS ALSO POSTED ON THE BULLETIN BOARD OF THE LOBBY OF THE COUNTY ADMINISTRATION BUILDING, THE MERCER COUNTY COURTHOUSE AND THE MERCER COUNTY IMPROVEMENT AUTHORITY."

APPROVAL OF THE AMENDED AGENDA

Mr. Thurber moved to adopt the agenda, seconded by Mr. Davis; unanimously approved by the members present.

APPROVAL OF THE MINUTES

Mr. Thurber moved to adopt the minutes from the Regular Meeting held on Tuesday, August 11, 2009, seconded by Mr. Davis; unanimously approved by the members present.

PRESENTATION OF THE BILLS FOR BOARD REVIEW

Operating - \$2,747,018.73; County of Mercer Improvements Project Series 2002B - \$76.92; Government Leasing Program - Improvements Series 1997 - \$3,781.00; Government Leasing Program - Series 2000 - \$1,500.00; Government Leasing Program 2002 - Series 2003 - \$3,000.00; County Equipment & Improvements Series 2005A - \$1,200.00; Sovereign Bank Arena - Trigen Equipment & Lease - \$50,000.00

Mr. Verrelli moved to adopt the disbursement schedule, seconded by Mr. Thurber; unanimously approved by the members present;

EXECUTIVE DIRECTOR'S REPORT

At this time, Mr. Miller reviewed the resolutions before the board. Indicating that the MCIA is recommending the Board approve the Trenton Devils Lease Agreement, which is basically a simplified renewal version of the agreement which was worked on mutually by the Devils and the MCIA. Mr. Miller stressed that all the financial terms are staying the same. Special documentation has been noted in the renewal agreement stating the reason for rewriting the lease agreement.

Mr. Miller provided a brief synopsis on the acceptance of Homasote's Marketing of Mixed Paper RFP which is before the board. The MCIA is recommending that a 3 month contract be awarded. Based on whether the MCIA decides to go Single Stream which will determine whether Optional Years 1, 2 and 3 would need to be utilized.

A contract award to Remington, Vernick & Arango Engineering Services in association with the Mercer County Courthouse Project is being added as a late starter. These services are required to make renovations to the Amtrak Bridge on South Broad Street which currently has exposed rebar. This area lies on the MCIA property line and is part of the Improvement District.

Additionally, Mr. Miller provided the board with an update on the law suit to the Courthouse Management Bid; indicating that the MCIA filed with the Appellate Division to hear the case on an emergent basis which was denied. The case was then sent to the Supreme Court, which ruled in favor of the case being heard on an emergent basis. The MCIA then filed briefings with the Appellate Division, after which decided to hear the case on an emergent basis. Mr. Miller indicated that the lawsuit was originally filed in the County of Mercer, however; due to conflict of interest the case was sent to Burlington County.

Mr. Miller advised the Board on upcoming MCIA sponsored events taking place over the next few months. The first event, Household Hazardous Waste Day, will take place on October 10th at the John Dempster Fire Training School. Then on November 14th there will be Electronics only disposal day at the Sovereign Bank Arena.

Minutes

Tuesday, September 8, 2009

Page Three

Mr. Miller indicated that it had been brought to the MCIAs attention that there was a virus with the recently launched MCIAs web-site. He gladly reported that the error has been resolved and no further issues have been brought to the MCIAs attention to date.

Commissioner Thurber requested that Mr. Miller provide with an update on the naming rights of the arena. Mr. Miller noted that he is working hard on gaining sponsor and at this time he feels very positive on responses received.

RESOLUTION PROPOSALS

2009-040 Resolution of the Mercer County Improvement Authorizing the Executive Director to Execute the Renewal of the Lease Agreement by and between the Authority and the Trenton Devils in Connection with the use of the Mercer County Arena

Mr. Thurber moved to adopt, seconded by Mr. Verrelli

Adopted: 4 - Ayes 0 - Nays 0 - Abstentions

Ayes: Commissioners - Davis, Marciante, Thurber, Verrelli

2009-041 Resolution of the Mercer County Improvement Authority Awarding Market Contract for Acceptable Mixed Paper

Mr. Davis moved to adopt, seconded by Mr. Thurber

Adopted: 4 - Ayes 0 - Nays 0 - Abstentions

Ayes: Commissioners - Davis, Marciante, Thurber, Verrelli

2009-042 Resolution of the Mercer County Improvement Authority Awarding Contract to Remington, Vernick & Arango Engineers for Environmental Engineering Services for the Mercer County Courthouse Project in the amount Not to Exceed (\$107,280.00)

Adopted: 4 - Ayes 0 - Nays 0 - Abstentions

Ayes: Commissioners - Davis, Marciante, Thurber, Verrelli

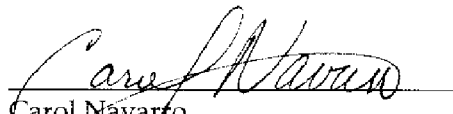
TIME AND PLACE OF NEXT MEETING

Mr. Davis moved to adjourn the meeting, seconded by Mr. Verrelli; unanimously approved by the members present.

Minutes
Tuesday, September 8, 2009
Page Four

The next meeting of the Mercer County Improvement Authority will be held on Tuesday, October 13, 2009 at Noon at the Mountain View Golf Course Clubhouse, 890 Bear Tavern Road, Ewing, New Jersey.

ADJOURNMENT 12:25 p.m.



Carol Navarro
Clerk to the Board