MINUTES OF THE MEETING

Members of the Authority present: Carl Van Horn, Chairman; Joseph McNamara, Vice Chairman; Lopa Kolluri, representing the State Treasurer; Bernie Piaia representing the Commissioner of Education; Michael Sheridan representing the Commissioner of the Department of Banking and Insurance; Marilyn Davis representing the Commissioner of the Department of Labor and Workforce Development; Angie McGuire representing the NJ Commerce Commission; Steve Plofker, Timothy Carden, and Philip Kirschner, Public Members; Carmen Twillie Ambar, Alternate Public Member and Rodney Sadler, Non-Voting Member.

Absent from the meeting: Charles Sarlo, Thomas Manning, Public Member; Raymond Burke, Alternate Public Member.

Also present: Caren Franzini, Chief Operating Officer of the Authority; bond counsel for the Authority; Bette Renaud, Deputy Attorney General, and guests.

Chairman Van Horn called the meeting to order at 10:00 a.m.

Pursuant to the Internal Revenue Code of 1986, Ms. Franzini announced that this was a public hearing and comments are invited on any Private Activity bond projects presented today.

In accordance with the Open Public Meetings Act, Ms. Franzini announced that notice of this meeting has been sent to the Star Ledger and the Trenton Times at least 48 hours prior to the meeting, and that a meeting notice has been duly posted on the Secretary of State’s bulletin board at the State House.

MINUTES OF AUTHORITY MEETING

The next item of business was the approval of the September 11, 2007 meeting minutes of the Board. A motion was made to approve the minutes by Mr. Plofker, seconded by Mr. Carden and was approved by the 11 members present.

The next item was the presentation of the Chief Executive Officer’s Monthly Report to the Board. (For Informational Purposes Only)
BOND RESOLUTIONS

PROJECT: The Morristown-Beard School
LOCATION: Morristown Town/Morris Cty. BUSINESS: Not-for-profit school
PROCEDURES FOR: expan./bldg. const./equip. purch.
FINANCING: $14,500,000 Tax Exempt Bond
MOTION TO APPROVE: Mr. Carden SECOND: Mr. Piaia AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 1

PROJECT: MZR Real Estate, L.P.
for the benefit of Art Guild, Inc.
LOCATION: West Deptford Twp./Gloucester Cty. BUSINESS: Exhibit design & fabrication
Co.
PROCEDURES FOR: bldg. const./equip. purch.
FINANCING: $2,800,000 Tax-Exempt Bond $3,700,000 Taxable Bond
MOTION TO APPROVE: Mr. Piaia SECOND: Ms. Ambar AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 2
PUBLIC HEARING: Yes
PUBLIC COMMENT: None

PROJECT: SeniorCare of Hamilton, LLC
LOCATION: Hamilton Twp/Mercer Cty. BUSINESS: Not-for-profit nursing facility
PROCEDURES FOR: bldg. renov.
FINANCING: $525,000 Series A Tax-Exempt Bond (part of $19,730,000 Bond with Application P19322)

PROJECT: SeniorCare of Hamilton, LLC
LOCATION: Hamilton Twp./Mercer Cty. BUSINESS: Not-for-profit nursing facility
PROCEDURES FOR: refunding
FINANCING: $19,205,000 Series A Tax-Exempt Bond (part of $19,730,000 Bond with Application P19467)$160,000 Series B Taxable Bond
MOTION TO APPROVE: Mr. Piaia SECOND: Mr. Plofsker AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 3
COMBINATION PRELIMINARY AND BOND RESOLUTIONS

PROJECT: 690 Union Blvd. Assoc., LLC
for the benefit of Perk-Up, Inc. (aka Kari Out, Inc.)
LOCATION: Totowa Borough/Passaic Cnty.
BUSINESS: Food processing and packaging co.

FINANCING: $4,000,000 Tax Exempt Bond (part of a $10,000,000 bond issue with P19474)

PROJECT: 690 Union Blvd. Assoc., LLC
for the benefit of Perk-Up, Inc. (aka Kari Out, Inc.)
LOCATION: Totowa Borough/Passaic Cnty.
BUSINESS: Food processing and packaging co.

FINANCING: refunding
FINANCING: $6,000,000 Tax Exempt Bond (part of a $10,000,000 bond issue with P19093)
MOTION TO APPROVE: Mr. Carden
SECOND: Mr. Piaia
AYES: 11

RESOLUTION ATTACHED AND MARKED EXHIBIT 4
PUBLIC HEARING: Yes
PUBLIC COMMENT: None
Approval is subject to receipt of clearance from the NJ Department of Environmental Protection (DEP) that the expansion of the parking area will not violate DEP regulations requiring an adequate buffer between the improvements and the wetland area.

PROJECT: Pope John XXIII H. S. Special Project Foundation, Inc. APPL.#18949
for the benefit of Pope John XXIII Regional High School
LOCATION: Sparta Twp./Sussex Cnty.
BUSINESS: Not-for-profit high school

FINANCING: $1,000,000 Tax Exempt Bond (max)
MOTION TO APPROVE: Mr. Piaia
SECOND: Mr. Carden
AYES: 11

RESOLUTION ATTACHED AND MARKED EXHIBIT 5
PUBLIC HEARING: Yes
PUBLIC COMMENT: None
Closing subject to AG’s office review of religious entity for church/state conflicts.

PROJECT: Presbyterian Home at Red Bank, Inc.
LOCATION: Red Bank Borough/Monmouth Cnty.
BUSINESS: Not-for-profit housing & personal care services

FINANCING: $82,000,000 Tax Exempt Bond
MOTION TO APPROVE: Mr. Carden
SECOND: Mr. Piaia
AYES: 11

RESOLUTION ATTACHED AND MARKED EXHIBIT 6
PUBLIC HEARING: Yes
PUBLIC COMMENT: None
PRELIMINARY RESOLUTIONS

PROJECT: Distinctive Cosmetic Ingredients, LLC and Nominee APPL.#19597
LOCATION: New Brunswick City/Middlesex Cty. BUSINESS: Mfr. & distributor of cosmetics

PROCEEDS FOR: bldg. acqui./renov./equip. purch.
MOTION TO APPROVE: Mr. Piaia SECOND: Mr. Carden AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 7

PROJECT: Douglas Electrical Components, Inc. APPL.#19600
LOCATION: Randolph Twp./Morris Cty. BUSINESS: Mfr. of electrical feedthroughs

PROCEEDS FOR: bldg. acqui./eqip. purch.
MOTION TO APPROVE: Mr. Carden SECOND: Mr. Piaia AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 8

PROJECT: HES Properties, LLC APPL.#19631
for the benefit of Lasercam, LLC
LOCATION: Paterson City/Passaic Cty. BUSINESS: Mfr. of creasing and cutting dies

PROCEEDS FOR: bldg. acqui. & renov./eqip. purch.
MOTION TO APPROVE: SECOND: Mr. Piaia AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 9

PROJECT: P.R.O.C.E.D., Inc. APPL.#19532
LOCATION: Elizabeth City/Union Cty. BUSINESS: Not-for-profit social services organization

PROCEEDS FOR: bldg. acqui./renov./eqip. purch.
MOTION TO APPROVE: Mr. Piaia SECOND: Mr. Carden AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 10

PROJECT: United Water New Jersey Inc. APPL.#19601
LOCATION: statewide BUSINESS: Water furnishing facility

PROCEEDS FOR: upgrades/equip. purch.
MOTION TO APPROVE: Mr. Piaia SECOND: Ms. Ambar AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 11

BOND RESOLUTIONS WITH AUTHORITY EXPOSURE

PROJECT: 1460 Chestnut Assoc. LLC and APPL.#19113
Tripak Industrial USA, LLC
LOCATION: Hillside Twp./Union Cty. BUSINESS: Mfr. of food packaging

PROCEEDS FOR: bldg. acqui./eqip. purch.
FINANCING: $4,750,000 Tax Exempt Bond (part of a $6,650,000 bond issuance)
$1,900,000 Tax Exempt Bond (part of a $6,650,000 bond issuance)
MOTION TO APPROVE: Mr. Piaia SECOND: Mr. Carden AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 12
PUBLIC HEARING:
PUBLIC COMMENT:

PROJECT: 1460 Chestnut Assoc. LLC and Tripak Industrial USA, APPL.#19628
LOCATION: Hillside Twp./Union Cty. BUSINESS: Mfr. of food packaging
PROCEEDS FOR: bldg. acqui./equip. purch.
FINANCING: $1,000,000 Local Development Financing Fund loan
MOTION TO APPROVE: Mr. Carden SECOND: Ms. Davis AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 13

AMENDED BOND

PROJECT: Trenton Convalescent Center APPL.#19321
Urban Renewal Associates, L.P.
LOCATION: Trenton/Mercer Cty. BUSINESS: Nursing home
PROCEEDS FOR:
FINANCING: $2,565,000 Tax Exempt Bond $747,000 Taxable Bond
MOTION TO APPROVE: Mr. Carden SECOND: Mr. Carden AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 14

STATEWIDE LOAN POOL

PROJECT: Justin Drzal, Larry Herman, Tracy Herman (or nominee) APPL.#19287
LOCATION: Mt. Holly Twp./Burlington Cty. BUSINESS: Car dealership
PROCEEDS FOR: business acqui.
FINANCING: $1,000,000 bank loan with a $300,000 (30%) Authority participation
MOTION TO APPROVE: Mr. Carden SECOND: Mr. Piaia AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 15

LOCAL DEVELOPMENT FINANCING FUND

PROJECT: Union Lake Supermarket, LLC APPL.#19424
LOCATION: Millville City/Cumberland Cty. BUSINESS: Supermarket
PROCEEDS FOR: equip. purch.
FINANCING: $1,250,000 Local Development Financing Fund loan
MOTION TO APPROVE: Ms. Davis SECOND: Mr. Carden AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 13

FUND FOR COMMUNITY ECONOMIC DEVELOPMENT

PROJECT: Cooperative Business Assistance Corporation APPL.#19423
LOCATION: Camden City/Camden Cty. BUSINESS: Not-for-profit micro-lender
PROCEEDS FOR: refinancing
FINANCING: $500,000 Fund for Community Economic Development loan
MOTION TO APPROVE: Mr. Carden SECOND: Mr. Piaia AYES: 11

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RESOLUTION ATTACHED AND MARKED EXHIBIT 16
SMART GROWTH PRE-DEVELOPMENT FUND

PROJECT: Morning Star Community Development Renewal Corp. APPL.#18565
LOCATION: Linden City/Union Cty. BUSINESS: Not-for-profit developer
PROCEEDS FOR: architectural expenses
FINANCING: $225,000 Smart Growth loan
This item was held from consideration.

EDISON INNOVATION FUND

PROJECT: Aculon, Inc. APPL.#19021
LOCATION: North Brunswick Twp./Middlesex Cty. BUSINESS: Mfr. of nanotechnology based coating
PROCEEDS FOR: operating expenses
FINANCING: $1,000,000 Edison Innovation Fund investment
MOTION TO APPROVE: Ms. Ambar SECOND: Mr. Carden AYES:11
RESOLUTION ATTACHED AND MARKED EXHIBIT 17

PETROLEUM UNDERGROUND STORAGE TANK PROGRAM

The following commercial projects was presented under the Petroleum Underground Storage Tank Grant Program.
MOTION TO APPROVE: Mr. Kirschere SECOND: Mr. Carden AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 18

PROJECT: M&M Auto Mechanic Inc. APPL.#19326
LOCATION: Perth Amboy City/Middlesex Cty.
PROCEEDS FOR: site investigation
FINANCING: $268,019 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund Grant

PROJECT: Skinner Brothers APPL.#19454
LOCATION: Kearny Town/Hudson Cty.
PROCEEDS FOR: site investigation
FINANCING: $119,119 Petroleum Underground Storage Tank Remediation, Upgrade and Closure Fund Grant

The next item was the Petroleum Underground Storage Tank Program Delegated Authority Approvals for the month of September 2007. (For Informational Purposes Only)
HAZARDOUS DISCHARGE SITE REMEDIATION FUND PROGRAM

The following projects presented were commercial grants under the Hazardous Discharge Site Remediation Fund Program.

MOTION TO APPROVE: Mr. Piaia          SECOND: Ms. Ambar             AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 19

PROJECT: Auerbach Chevrolet Corp.        APPL.#19570
LOCATION: Burlington City/Burlington Cty.
PROCEEDS FOR: site remediation
FINANCING: $135,515 (50% Innocent Party Grant) Hazardous Discharge Site Remediation Fund

PROJECT: Nordan Realty Corporation       APPL.#19766
LOCATION: West Orange Twp./Essex Cty.
PROCEEDS FOR: site remediation
FINANCING: $1,000,000 (50% Innocent Party Grant) Hazardous Discharge Site Remediation Fund grant

PROJECT: St. Georges Center Associates, LLC APPL.#19445
LOCATION: Rahway City/Union Cty.
PROCEEDS FOR: site remediation
FINANCING: $143,648 (50% Innocent Party Grant) Hazardous Discharge Site Remediation Fund grant

The following projects presented were municipal grants under the Hazardous Discharge Site Remediation Fund Program.

PROJECT: Hanover Township (Frm Van Dyk Research Corp.) APPL.#19483
LOCATION: Hanover Twp./Morris Cty.
PROCEEDS FOR: site remediation
FINANCING: $106,867 Hazardous Discharge Site Remediation Fund grant

PROJECT: Harrison Redevelopment Agency (Spiegel Trucking, Inc.) APPL.#19800
LOCATION: Harrison Town/Hudson Cty.
PROCEEDS FOR: remedial investigation
FINANCING: $862,940 Hazardous Discharge Site Remediation Fund grant

PROJECT: Township of Maplewood (Former Fresco Silver Company) APPL.#19761
LOCATION: Maplewood Twp./Essex Cty.
PROCEEDS FOR: site remediation
FINANCING: $373,995 Hazardous Discharge Site Remediation Fund grant
PROJECT: City of Newark (Nat Turner Park)  APPL.#19799
LOCATION: Newark City/Essex Cty.
PROCEEDS FOR: site investigation
FINANCING: $2,962,479 Hazardous Discharge Site Remediation Fund grant

PROJECT: Borough of Roselle Park  APPL.#19444
(Youth Baseball Field Complex)
LOCATION: Roselle Park Borough/Union Cty.
PROCEEDS FOR: remedial investigation
FINANCING: $120,903 Hazardous Discharge Site Remediation Fund grant

PROJECT: City of Vineland (Block 597 Project)  APPL.#19159
LOCATION: Vineland City/Cumberland Cty.
PROCEEDS FOR: site investigation
FINANCING: $178,852 Hazardous Discharge Site Remediation Fund grant

The next item was the Hazardous Discharge Site Remediation Fund Program Delegated Authority Approvals for the month of September 2007. (For Informational Purposes Only)

BUSINESS EMPLOYMENT INCENTIVE PROGRAM

PROJECT: CLIC International Inc. and Affiliates  APPL.#19348
LOCATION: TBD  BUSINESS: Ethnic food production and distribution
GRANT AWARD: 30% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Kirschner  SECOND: Mr. Piaia  AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 20

PROJECT: IBM Corporation  APPL.#19635
LOCATION: Englewood Cliffs Borough/Bergen Cty.  BUSINESS: Computer technology company
GRANT AWARD: 60% Business Employment Incentive grant, 10 years
This item was held for consideration

PROJECT: Lee Spring Company, LLC  APPL.#19427
LOCATION: Bayonne City/Hudson Cty.  BUSINESS: Mfr. of springs and metal parts
GRANT AWARD: 80% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Piaia  SECOND: Ms. Ambar  AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 20

PROJECT: Mapei Corporation  APPL.#19609
LOCATION: Millville City/Cumberland Cty.  BUSINESS: Mfr. of adhesives and sealants
GRANT AWARD: 70% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Carden  SECOND: Ms. Ambar  AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 20

PROJECT: McGroty Glass, Inc.  APPL.#19653
LOCATION: West Deptford Twp./Gloucester Cty. BUSINESS: Flat glass fabricator
GRANT AWARD: 50% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Piaia  SECOND: Mr. Sheridan  AYES: 11

RESOLUTION ATTACHED AND MARKED EXHIBIT 20

PROJECT: Mylan Laboratories Inc. and Affiliates  APPL.#19657
LOCATION: TBD  BUSINESS: Pharmaceutical company
GRANT AWARD: 40% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Carden  SECOND: Mr. Plofkier  AYES: 11

RESOLUTION ATTACHED AND MARKED EXHIBIT 20

PROJECT: Visual Graphic Systems, Inc.  APPL.#19604
LOCATION: TBD  BUSINESS: Sign manufacturing company
GRANT AWARD: 35% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Carden  SECOND: Mr. Plofkier  AYES: 11

RESOLUTION ATTACHED AND MARKED EXHIBIT 20

LOCATION: TBD  BUSINESS: Sign manufacturing company
GRANT AWARD: 55% Business Employment Incentive grant, 10 years
MOTION TO APPROVE: Mr. Piaia  SECOND: Mr. Plofkier

RESOLUTION ATTACHED AND MARKED EXHIBIT 20

APPROVAL REQUEST: To accept staff’s recommendation that SPRI or Schering Corporation not be disqualified from the BEIP program and that the BEIP grant be continued, as well as approval of the merger and name change of the formerly known Schering Plough Research Institute (SPRI) to Schering Corporation, provided that only new employees in the former SPRI division at the project location shall be eligible for inclusion under the grants.

PROJECT: Schering Plough Research Institute  APPL.# N/A
LOCATION: Kenilworth/Union Cty.  BUSINESS: Pharmaceutical company
MOTION TO APPROVE: Mr. Kirschler  SECOND: Mr. Carden  AYES: 10

Chairman Van Horn recused himself because the research center he is employed by received financial support from the parent company several years ago.

The next item was the BEIP Modifications Delegated Authority Approvals for the month of September 2007. (For Informational Purposes Only)
BOARD MEMORANDUMS

The next item was the approval of the following project under Delegated Authority for the third quarter of 2007: (For Informational Purposes Only)

West Ward Community. (write off of recoverable grant)

The next item was the approval of the following projects under Delegated Authority for the month of September 2007: (For Informational Purposes Only)

Preferred Lender Program: New Jersey Academy of Family Physicians

Camden ERB: Cooper Health System

PNC Business Growth Fund - Modification: Alan M. Jessat dba Racers Edge

TECHNOLOGY BUSINESS TAX CERTIFICATES TRANSFER PROGRAM - APPEALS

The next item was to approve staff’s recommendation to approve 11 appeals received from applicants to the Technology Business Tax Certificate Transfer program.

Classlink, Inc.- (Independent CPA Prepared Financial Statements)
CMWare, Inc., - (75% NJ Employment, 2004 Financial Statements)
Corente, Inc. - (75% NJ Employment, Parent Company Financial Statements)
Global Print Systems, Inc. - (Independent CPA Prepared Financial Statement)
Knite, Inc. (Creation of Full-Time Jobs in NJ)
Opt-e-Scrip, Inc. (75% NJ employment)
Premier Specialties, Inc. (Protected Proprietary IP, Tech. Viability)
Scivanta Medical Corporation - (Protected Proprietary IP, Tech. Viability)
Smarter Agent, Inc. (75% NJ employment)
Viocare Technologies - (Protected Proprietary IP, Tech. Viability)
VioQuest Pharmaceuticals, Inc. - (Protected Proprietary IP, Tech. Viability)

MOTION TO APPROVE: Mr. Carden           SECOND: Mr. Piaia       AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 22

REAL ESTATE

The next item was the approval to select Ballinger as Architect and Skanska as Construction Manager to design and construct the Integrative Biology and Genomic Medicine Institute (IBGMI) in Camden. The IBGMI is one of five projects cited for funding by the Legislature as part of the State’s stem cell research initiative.

MOTION TO APPROVE: Mr. Plofker           SECOND: Mr. Carden       AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 23
AUTHORITY MATTERS

The next item was to approve changes in three areas: exposure limits, the Preferred Lender Program, Delegated Authority, and to authorize staff to submit amendments to the program rules as substantially presented in the attachment to this memo for promulgation and adoption in the NJ Register, subject to final review and approval by the Office of the Attorney General and Office of Administrative Law. The rules will become effective upon mailing to the Office of Administrative Law, however, applicants are at risk that the amendments may not be adopted as proposed. (The delegated authority recommendations for settlements, writeoffs and BEIP mergers and acquisitions were held from consideration).

MOTION TO APPROVE: Mr. Carden
SECOND: Mr. Plofker
AYES: 11
RESOLUTION ATTACHED AND MARKED EXHIBIT 24

PUBLIC COMMENT

There was no comment from the Public.

There being no further business, on a motion by Mr. Piaia, and seconded by Mr. Carden, the meeting was adjourned at 11:23 a.m.

Certification:

The foregoing and attachments represent a true and complete summary of the actions taken by the New Jersey Economic Development Authority at its meeting.

Caren Franzini, Secretary