NBHA RESOLUTION 2019 - 12/18 # 48 ACING AS REDEVELOPMENT AGENCY

Resolution Approving Dedesignation of French Street Urban Renewal
Corporation ("FSURC") as Redeveloper for Final Phase of Project on Project
Site and Approving AST Development Corporation ("AST" or
"Redeveloper") as Redeveloper of a Multi-Story
Medical Office Building for the Project Site

WHEREAS, the Housing Authority of the City of New Brunswick, acting as the City of New Brunswick Redevelopment Agency ("Redevelopment Agency"), pursuant to N.J.S.A. 40A:12A-4 and N.J.S.A. 40A:12A-21, may exercise all powers, duties and functions relating to redevelopment in the manner of a redevelopment entity under the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 to 49, which powers include contracting with redevelopers for the planning, replanning, construction, or undertaking of any project or redevelopment work under N.JS.A. 40A:12A-8.f; and

WHEREAS, the City Council of the City of New Brunswick has adopted a Redevelopment Plan ("Redevelopment Plan") for the French Prospect Redevelopment Area ("Redevelopment Area"), as amended, which Redevelopment Area includes Lot 1.05 in Block 28 as shown and designated on the official Tax Map of the City of New Brunswick, the Project Site being bordered by Somerset, Plum and Prospect Streets; and

WHEREAS, by Resolution 2005 2/23 #15, duly adopted by the Redevelopment Agency, the Redevelopment Agency designated AST Development Corporation as Redeveloper of a mixed-use project on Block 28 in the French Prospect Redevelopment Area for the construction of a mixed-use project consisting of (a) an elevated parking deck containing approximately 870 spaces to be owned, managed and operated by the New Brunswick Parking Authority; (b) two midrise towers for retail, medical and general use; and (c) approximately 100 residential condominium units (these improvements collectively be referred to as "Initial Projects"); and

WHEREAS, by Resolution 2006-6/28 #75, the Redevelopment Agency approved the formation of French Street Urban Renewal Corporation ("FSURC") as an urban renewal entity affiliated with AST Development Corporation and the assignment to FSURC of AST Development Corporation's ("AST") redevelopment designation and the rights and obligations of AST pursuant to Redevelopment Agency; and

WHEREAS, by Resolution 2006-7/26 #91, the Redevelopment Agency approved a modification of a Concept Plan to provide for a parking garage and medical office building on Lots 1.03 and 1.04 in Block 28 ("Phase I") of the Project and a mixed-use residential/commercial project ("Phase II") of the Project on Lot 1.05 in Block 28; and

WHEREAS, FSURC constructed Phase I of the Project, which included the parking garage and medical office building but due to economic and other issues was unable to complete Phase II of the Project (mixed-use commercial and residential) on Lot 1.05 in Block 28; and

- WHEREAS, FSURC has requested to be dedesignated as Redeveloper for Phase II of the Project Site; and
- WHEREAS, AST Development Corporation, the original Redeveloper, is requesting that it be designated as Redeveloper of Phase II of the construction Project on Lot 1.05 in Block 28 and for the purpose of constructing a 15 story medical office building on Phase II of the Project; and
- WHEREAS, AST has requested that AST be designated as Redeveloper, which the rights to assign the designation and the Redevelopment Agreement to a new urban renewal entity; and
- WHEREAS, the Phase II Project on Lot 1.05 in Block 28 will consist of a 15 story 228,000± square foot medical office building with an estimated cost of One Hundred Sixty (\$150,000,000) Million which will house various Robert Wood Johnson Medical School and RWJ/Barnabas Hospital Departments and services; and
- WHEREAS, AST submitted evidence of their development experience and financial strength and a letter indicating that Provident Bank would finance 75% of the construction of Phase II (\$120,000,000) and AST will provide the remaining 25% (\$40,000,000) in equity; and
- WHEREAS, AST estimates that the Project will commence by September of 2020 and be completed within 24 months thereafter; and
- WHEREAS, AST submitted a Concept Plan prepared by Jarmel Kizel showing an architectural rendering of the Project and Plans showing the location of the Project on the Site and over a portion of Plum Street; and
- WHEREAS, AST appeared at a regular meeting of the Redevelopment Agency on December 18, 2019 to introduce the Redeveloper, the Concept Plan and answer any questions of the Commissioners and the public about the Property; and
- WHEREAS, the Commissioners of the Redevelopment Agency have considered and concluded that the Project's proposed Concept Plan, financing plan and experience of AST furthers the Redevelopment Agency's interest in carrying out the Redevelopment Plan, and is consistent with the public purposes that the Redevelopment Plan addresses; and
- WHEREAS, based upon AST's submissions and its appearance before the Commissioners, the Redevelopment Agency has determined to designate AST, or an affiliated urban renewal entity created by AST for the purpose of developing the Project, as redeveloper of the Project Site, subject to the conditions specified below.
- NOW, THEREFORE, BE IT RESOLVED by the Housing Authority of the City of New Brunswick, acting as Redevelopment Agency, that
- 1. French Street Urban Renewal Corporation ("FSURC") is hereby dedesignated as Redeveloper of Phase II of the Project Site on condition that FSURC and Housing Authority release each other from all obligations under the existing Redevelopment Agreement and FSURC pays to the Housing Authority any sums owed pursuant to the Redevelopment Agreement. The

Redevelopment Agreement shall be deemed null and void upon execution of the Releases and payment of any sums owed.

- 2. AST Development Corporation ("AST") or an affiliated urban renewal entity (as that term is defined in the Long Term Tax Exemption Law, N.J.S.A. 20-1 et seq.) created by AST for the purpose of developing the Project, is designated and certified as the redeveloper of the Project Site, subject to (a) the execution of an appropriate Redevelopment Agreement within one hundred twenty (120) days after the adoption of this Resolution, (b) approval of this appointment by the City Council, if required under the Redevelopment Plan, and (c) execution of Guarantee Agreement guaranteeing the obligations of the urban renewal entity by AST.
- 3. The proposed Concept Plan is approved in substantially the form presented to the Commissioners, subject to any modifications required by the Planning Board.
- 4. The Redevelopment Agreement shall require that construction be commenced by September of 2020 and be completed by September of 2022.
- 5. This appointment is subject to the conditions set forth in Paragraphs 1-4 shall terminate automatically if said conditions are not satisfied.

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Commissioner	
JOHN CLARKE, Executive Director And Secretary to the Board	
And Secretary to the Board	

NBHA RESOLUTION 2019 - 12/18 # 48 ACING AS REDEVELOPMENT AGENCY

Resolution Approving Dedesignation of French Street Urban Renewal
Corporation ("FSURC") as Redeveloper for Final Phase of Project on Project
Site and Approving AST Development Corporation ("AST" or
"Redeveloper") as Redeveloper of a Multi-Story
Medical Office Building for the Project Site

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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Resolution Ratifying, Authorizing and Approving Payment of Bills for the Month of November 2019

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the Executive Director and Finance Administrator certify that the amounts and payment contained herein are correct and accurate to the best of their knowledge and they are in compliance with all applicable Housing Authority Procurement Policy and HUD No.24CFR 85.3G.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick hereby ratifies, approves and directs that the Executive Director and/or Finance Administrator to process and pay the following bills for the month of November 2019:

AUGUST BILLS

Description	<u>Amount</u>
Section 8 Payments	\$ 814,867.69
Payroll	100,210.87
Accounts Payable	76,453.88
Capital Fund	105,192.79
Local General	274.00

Passed on this 18th day of December, 2019 (See attached Vote Box)

ANTHONY GIORGIANNI Chairperson

JOHN CLARKE Executive Director
And Secretary to the Board

Resolution Ratifying, Authorizing and Approving Payment of Bills for the Month of November, 2019

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI		1	~		73	

Resolution Authorizing and Approving Contract with GEI for Additional Remediation Testing Services in an Amount not to Exceed \$16,500.00

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the Housing Authority is in need of additional Remediation Testing for the AMP 3 property; and

WHEREAS, funds for these services are available in the Housing Authority's CFP 2019 budget and will be available in the 2020 and 2021 CFP budgets; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick does hereby approves the contract with GEI for additional remediation testing services in an amount not to exceed \$16,500.00.

JOHN CLARKE, Executive Director
And Secretary to the Board

Resolution Authorizing and Approving Contract with GEI for Additional Remediation Testing Services in an Amount not to Exceed \$16,500.00

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI	_		~			

Resolution Appointing John Clarke as Fund Commissioner for the New Jersey Public Housing Authority Joint Insurance Fund

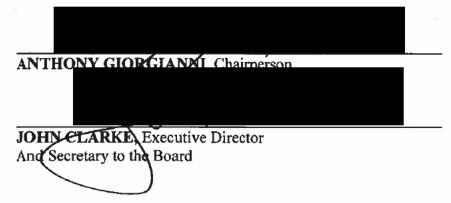
WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the Housing Authority of the City of New Brunswick is a member of the New Jersey Public Housing Authority Joint Insurance Fund; and

WHEREAS, the bylaws of the Fund require that each member Housing Authority appoint a Fund Commissioner to represent and serve the Authority as its representative to said Fund; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick does hereby appoint John Clarke as its Fund Commissioner for the New Jersey Public Housing Authority Joint Insurance Fund for the Year 2020.

Passed on this 18th day of December, 2019 (See attached Vote Box)



Resolution Appointing John Clarke as Fund Commissioner for the New Jersey Public Housing Authority Joint Insurance Fund

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI		~	V			

Resolution Approving and Establishing Revised Flat Rents for the New Brunswick Housing Authority

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the New Brunswick Housing Authority is required to establish a set of flat rents which are not less then 80% of the current section 8 Fair Market Rents (FMR's), and

WHEREAS, the FMR's change annually, and

WHEREAS, the current FMR's have recently changed to the following:

0 Bdr	1 Bdr	2Bdr	3Bdr	4Bdr
\$1,193	\$1,382	\$1,770	\$2,228	\$2,572

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick hereby approves and establishes the flat rents to be changed to reflect the correct FMR's effective January 1, 2020.

Passed on this 18th day of December, 2019 (See attached Vote Box)

ANTHONY GIORGIANNI, Chairperson

JOHN CLARKE, Executive Director

And Secretary to the Board

Resolution Approving and Establishing Revised Flat Rents for the New Brunswick Housing Authority

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI		<i>i</i>	V			

Resolution Approving the Award of Contract for the Provision of Professional Risk Management Services to Alamo Insurance Group

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the New Brunswick Housing and Redevelopment Authority (NBHA) is in need of Professional Risk Management Services for all of the agencies public housing and redevelopment sites; and

WHEREAS, the Risk Manager will assist the Authority in evaluating and recommending professional methods to reduce, assume or transfer risk or loss and provide the Authority with general assistance in the preparation of applications, statement of values, etc. as required by the fund; and

WHEREAS, the Risk Manager will review the Authority's assessment and assist in the preparation of the Authority's insurance budget and review loss and engineering reports, and provide general assistance to the safety committee (or other designated committee) in its loss containment objectives also, attend requested meetings (up to 6 meetings annually); and

WHEREAS, the Risk Manager will review certificates of insurance from contractors, vendors and professionals when requested by the Authority and assist (where needed) in the settlement of claims, with the understanding that the Scope of Risk Management Services does not include services normally provided by a public adjuster.

WHEREAS, the Risk Manger will provide any other risk management related services required by the Joint Insurance Funds Bylaws; and

WHEREAS, the Executive Director has caused a Request for Proposals for said Professional Risk Management Services to be advertised calling for proposals to be submitted to the NBHA and one (1) proposal was submitted and evaluated in accordance with the Competitive Proposal process; and

WHEREAS, the proposal from ALAMO INSURANCE GROUP of Secaucus, NJ was rated to be the most beneficial to the needs of the Housing and Redevelopment Authority and acceptance thereof was accordingly recommended by the Proposal Review Committee; and

WHEREAS, this contract is awarded pursuant to a fair and open process as defined by NJSA 19:44A-20.5; and

WHEREAS, these services are available through the NJJIF in accordance with our agency's agreement;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick does hereby approve and accept said proposal for Professional Risk Management Services to ALAMO INSURANCE GROUP, for fees not to exceed six (6) percent.

Passed on this 18th day of December, 2019 (See attached Vote Box)

ANTHONY GIORGIANNI, Chairperson

JOHN CLARKE Executive Director
And Secretary to the Board

Resolution Approving the Award of Contract for the Provision of Professional Risk Management Services to Alamo Insurance Group

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI			<u></u>			

Resolution Authorizing and Approving Contract for Fee Accounting Services with Polcari & Company in an Amount not to Exceed \$47,400

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the New Brunswick Housing and Redevelopment Authority (NBHA) is in need of General Fee Accountant Services for all of the agencies operations and programs; and

WHEREAS, the NBHA is required to update all of it's operations to meet the U.S. Department of Housing and Urban Development's (HUD) Asset Based Management and Project Based Accounting Systems; and

WHEREAS, the Executive Director has caused a Request for Proposals for said general fee accountant services to be advertised two times and one (1) proposal was submitted and evaluated in accordance with the Competitive Proposal process and the proposal of POLCARI & CO. was rated to be the proposal most beneficial to the needs of the Housing and Redevelopment Authority and acceptance thereof was accordingly recommended by the Executive Director; and

WHEREAS, this contract is awarded pursuant to a fair and open process as defined by NJSA 19:44A-20.5; and

WHEREAS, accounting and auditing services are professional services within the meaning of the New Jersey Public Contracts Law and are, therefore, exempt from bidding requirements; and

WHEREAS, the Authority has the monies available for payment of such Services in Fiscal Years 2019 and 2020 Budgets;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick does hereby approve and accept said proposal for General Fee Accountant Services to POLCARI & COMPANY, for fees not to exceed \$47,400.00 for a period not to exceed twelve (12) months.

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ANTHONY GIORGIANNI, Chairperson

And Secretary to the Board

Resolution Authorizing and Approving Contract for Fee Accounting Services with Polcari & Company in an Amount not to Exceed \$47,400

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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Resolution Approving and Adopting a Revised Procurement Policy of the Housing Authority of the City of New Brunswick dated December 18, 2019

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, revisions are needed to the Housing Authority's Procurement Policy to include all new State and Federal regulations, changes and updates to the CFP and HUD regulations, and requirements relating to procurement activities and actions.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick hereby Approves and Adopts the Revised Procurement Policy of the Housing Authority of the City of New Brunswick Dated December 18, 2019.

Passed on this 18th day of December, 2019 (See attached Vote Box)

ANTHONY GIORGIANNI, Chairperson

JOHN CLARKE, Executive Director
And Secretary to the Board

Resolution Approving and Adopting a Revised Procurement Policy of the Housing Authority of the City of New Brunswick dated December 18, 2019

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI		レ	V			

Resolution Approving and Approving a Revised Housing Authority of the City of New Brunswick Internal Controls Policy

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, revisions are needed to the Housing Authority's Internal Controls Policy to improve operations efficiency, internal oversight and program integrity.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick hereby Approves and Adopts a Revised Housing Authority for the City of New Brunswick Internal Control Policy effective December 18, 2019.

Passed on this 18th day of December, 2019 (See attached Vote Box)

ANTHONY GIORGIANNI, Chairperson

JOHN CLARKE, Executive Director
And Secretary to the Board

Resolution Approving and Approving a Revised Housing Authority of the City of New Brunswick Internal Controls Policy

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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CHAIRMAN GIORGIANNI		<u>.</u>	<u></u>			

Resolution Authorizing and Approving an Interagency Agreement between Franklin Township Housing Authority and the New Brunswick Housing Authority

WHEREAS, the Housing Authority of the City of New Brunswick (including any successors or assigns, the "Housing Authority"), was duly created as an agency and instrumentality of the municipality of the State (the "Local Unit") in which such Housing Authority is located, and has been continued as a housing authority pursuant to and in accordance with the provisions of the Local Redevelopment and Housing Law, constituting Chapter 79 of the Laws of 1992 of the State, and the acts amendatory thereof and supplemental thereto (N.J.S.A. 40A:12A-1 et seq.) (the "Local Housing Law");

WHEREAS, the Franklin Township Housing Authority (FHA) has expressed an interest in and is seeking general management services from the New Brunswick Housing Authority (NBHA); and

WHEREAS, the NBHA has the capacity to render such assistance and is proposing the attached draft Inter-Agency Agreement to provide management assistance to the FHA; and

WHEREAS, the NBHA has provided various type of assistance to the FHA over the past 9 years and is familiar with their operations and programs; and

WHEREAS, the NBHA staff and NBHA Special Counsel finalize the attached draft Inter-Agency Agreement to provide professional management services to the FHA; and

WHEREAS, the Department of Housing and Urban Development supports and the State of New Jersey encourages Inter Agency Agreements between Housing Authority as a cost savings measure and to streamline operations for efficiency; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Housing Authority of the City of New Brunswick does hereby approve an accept an Inter-Agency Agreement between the FHA and NBHA;

Passed on this 18th day of December, 2019 (See attached Vote Box)

JOHN CLARKE, Executive Director
And Secretary to the Board

Resolution Authorizing and Approving an Interagency Agreement between Franklin Township Housing Authority and the New Brunswick Housing Authority

COMMISSIONERS	MOVES	SECONDS	AYES	NAYS	ABSTAIN	ABSENT
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