Agenda No. Board Minutes
Resolution No. 69
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their regularly scheduled Board Meeting on March 16, 2016 commencing at 10:00am, there being present:

CHAIRMAN	Milton L. Smith
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	John McGettigan
BOARD MEMBER	Edmund J. Colanzi
BOARD MEMBER	William Lea
BOARD MEMBER, ALTERNATE #1	Patricia Bailey
BOARD MEMBER, ALTERNATE #2	William Cheatham

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that this Resolution hereby approves the transcript minutes reported by Jacqueline M. Zarrillo, Certified Court Reporter for the March 16, 2016 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 a (1)
Resolution No. 70
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by Saul Solano, Water Account No. 720801-0, located at 3509 Winchester Avenue, experienced miscellaneous water leaks causing the additional consumption of 47,800 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling SEVEN HUNDRED AND SIX DOLLARS AND EIGHTY CENTS ($706.80) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

BE IT FURTHER RESOLVED, that this abatement is conditioned upon payment of all outstanding balances on all accounts after the abatement is applied, within thirty (30) days.

BE IT FURTHER RESOLVED, the customer may elect to pay off the account balances via installment payment plan. If this option is chosen, the abatement is contingent upon the following:

1. That the installment plans be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;

2. That the installment payments are made as scheduled;

3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 a (2)
Resolution No. 71
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property Owner/Agent Cheryl D. Ingrum, known as Brights Villa, Inc., Water Account No. 453901-0, located at 263A N. Indiana Avenue, experienced miscellaneous water leaks causing the additional consumption of 306,000 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling FOUR THOUSAND, SIX HUNDRED AND NINE DOLLARS AND THIRTY SEVEN CENTS ($4,609.37) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

BE IT FURTHER RESOLVED, that this abatement is conditioned upon payment of all outstanding balances on all accounts after the abatement is applied, within thirty (30) days.

BE IT FURTHER RESOLVED, the customer may elect to pay off the account balances via installment payment plan. If this option is chosen, the abatement is contingent upon the following:

1. That the installment plans be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;

2. That the installment payments are made as scheduled;

3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 a (3)
Resolution No. 72
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by Shmuel Rapoport, known as Chabad Synagogues, Inc., Water Account No. 364701, located at 16 S. Tennessee Avenue, experienced miscellaneous water leaks causing the additional consumption of 38,080 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling SIX HUNDRED AND TWENTY NINE DOLLARS AND FORTY ONE CENTS ($629.41) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

BE IT FURTHER RESOLVED, that this abatement is conditioned upon payment of all outstanding balances on all accounts after the abatement is applied, within thirty (30) days.

BE IT FURTHER RESOLVED, the customer may elect to pay off the account balances via installment payment plan. If this option is chosen, the abatement is contingent upon the following:

1. That the installment plans be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;

2. That the installment payments are made as scheduled;

3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 a (4)
Resolution No. 73
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property Owner Gary Hill, known as Schultz & Hill, Water Account No. 397901-0, located at 148 Westminster Avenue, experienced miscellaneous water leaks causing the additional consumption of 9,100 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling ONE HUNDRED AND FORTY ONE DOLLARS AND FIFTY SIX CENTS ($141.56) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

BE IT FURTHER RESOLVED, that this abatement is conditioned upon payment of all outstanding balances on all accounts after the abatement is applied, within thirty (30) days.

BE IT FURTHER RESOLVED, the customer may elect to pay off the account balances via installment payment plan. If this option is chosen, the abatement is contingent upon the following:

1. That the installment plans be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;

2. That the installment payments are made as scheduled;

3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 a (5)
Resolution No. 74
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by Ann Tran & Lena Pham, Water Account No. 692201-0, located at 204 N. Montpelier Avenue, experienced miscellaneous water leaks causing the additional consumption of 36,640 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling ONE THOUSAND, FIFTY THREE DOLLARS AND FORTY CENTS ($1,053.40) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

BE IT FURTHER RESOLVED, that this abatement is conditioned upon payment of all outstanding balances on all accounts after the abatement is applied, within thirty (30) days.

BE IT FURTHER RESOLVED, the customer may elect to pay off the account balances via installment payment plan. If this option is chosen, the abatement is contingent upon the following:

1. That the installment plans be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;

2. That the installment payments are made as scheduled;

3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 7 a (1)
Resolution No. 75
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of LAFAYETTE UTILITY CONSTRUCTION CO. INC., a corporation of the State of New Jersey, to FURNISH, DELIVER AND INSTALL REPAIRS TO UTILITY ROAD OPENINGS, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on April 12, 2016, be and the said bid is hereby ACCEPTED, the said LAFAYETTE UTILITY CONSTRUCTION CO. INC., being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract be entered into between ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and said LAFAYETTE UTILITY CONSTRUCTION CO., INC. as aforesaid in strict accordance with the specifications approved and adopted by the said Board on March 16, 2016, the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a Certificate from the Deputy Executive Director - Administration of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from 2016 Budget Account No. 6-01-20-203-604-431 to satisfy the aforesaid award of contract in the amount of THREE HUNDRED THIRTY NINE THOUSAND, THIRTY THREE DOLLARS AND FIFTY CENTS ($339,033.50).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 7 a (2)
Resolution No. 76
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of ALLIED PAINTING, INC., a corporation of the State of New Jersey, for MARYLAND AVENUE 1.0 M.G. STEEL WATER TANK REHABILITATION, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on April 12, 2016, be and the said bid is hereby ACCEPTED, the said ALLIED PAINTING, INC., being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract be entered into between ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and said MARYLAND AVENUE 1.0 M.G STEEL WATER TANK REHABILITATION as aforesaid in strict accordance with the specifications approved and adopted by the said Board on March 16, 2016, the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a Certificate from the Deputy Executive Director - Administration of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from 2016 Capital Budget Account No. C-04-20-340-815-403 to satisfy the aforesaid award of contract in the amount of ONE MILLION ONE HUNDRED SIXTY NINE THOUSAND SIX HUNDRED DOLLARS AND NO CENTS ($1,169,600.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 7 b (2)
Resolution No. 77
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists the need for specialized engineering services for the Atlantic City Municipal Utilities Authority to perform the following:

2016-2017 ANNUAL REPORT
(OTHER ENGINEERING SERVICES AS NEEDED)

And

WHEREAS, BUCHART HORN, INC. is so recognized by the engineering community and is so licensed by the State of New Jersey; and

WHEREAS, the scope of services to be performed shall be broken down into the aforementioned category; and

WHEREAS, the total amount of work to be included in this contract shall not exceed the sum of $10,900.00; and

WHEREAS, funds are available for this purpose;

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority as follows:

1. The Atlantic City Municipal Utilities Authority and BUCHART HORN, INC. shall enter into an Agreement which will set forth in detail the specific responsibilities of the parties and the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to this Contract.

2. The cost of the services shall not exceed the sum of $11,610.00 and shall be based upon the provisions of the cost proposal included in the Agreement.

3. The contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1) (a), because it is for services performed by persons authorized by law to practice a recognized profession.

4. A copy of this Resolution, as well as the Contract shall be placed on file with the office of the Atlantic City Municipal Utilities Authority.

5. A notice in accordance with the Local Public Contracts law of New Jersey in the form attached shall be published in The Press at least once.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 b (1)
Resolution No. 78
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Advertisement, Proposal Form and the Specifications and Instructions to Bidders this day submitted by the Deputy Executive Director of Operations to FURNISHING AND DELIVERING QUAZITE METER PITS, LIDS AND EXTENSIONS, be and the said documents are hereby APPROVED and ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Authority Executive Director to advertise for bids in the form of advertisement for the undertaking hereinabove set forth, the said bids to be received and publicly opened and read at a meeting of the Purchasing Board of the Atlantic City Municipal Utilities Authority to be held on Tuesday, May 10, 2016, at 11:00 A.M. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 c (1)
Resolution No. 79
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, at a regular meeting of the Board of Directors of the Atlantic City Municipal Utilities Authority, duly called and held at it's office on the 19th day of April 2016, at which a quorum was present and acting throughout, the following resolution was adopted, all as appear on the minutes of the meeting.

WHEREAS, that CAPITAL BANK OF NEW JERSEY (the "Bank") is hereby designated as depository and that a checking and/or interest-bearing and/or time deposit account be opened in the name of the Atlantic City Municipal Utilities Authority with said depository.

WHEREAS, that the following individuals shall be the authorized as specified on the attached:

Milton L. Smith	-	Chairman
Gary L. Hill	-	Vice Chairman/Secretary
John McGettigan	-	Treasurer
Edmund J. Colanzi	-	Board Member
William Lea	-	Board Member

WHEREAS, that the Bank may rely on a certification by the Chairman and Vice Chairman/Secretary as to the names, titles and signatures of present and future officers of Atlantic City Municipal Utilities Authority and as to these and any future resolutions of this organization, and that the foregoing resolutions shall remain in full force and effect until written notice of their amendment or rescission shall have been received by the Bank, and that the receipt of such notice shall not affect any action taken by the Bank prior thereto. That any authorized signers will be automatically authorized to sign alone and without countersignature unless otherwise indicated.

NOW THEREFORE BE IT RESOLVED, that any accounts opened hereunder or other relationships authorized hereunder shall be subject to the rules, regulations, and policies of the Bank relating thereto.

BE IT FURTHER RESOLVED, that the Chairman and Vice Chairman/Secretary of Atlantic City Municipal Utilities Authority do hereby certify that the individuals named and authorized above hold the titles indicated above.

Upon Motion, This Resolution was ADOPTED as read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

ATTEST:

MILTON L. SMITH, CHAIRMAN

SEAL

Agenda No. 9 a
Resolution No. 80
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority has indebtedness to the following companies for services rendered;

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the following bills are ACKNOWLEDGED and AUTHORIZED TO BE PAID in the amount of SIX HUNDRED AND FIVE THOUSAND, THREE HUNDRED AND SIXTY THREE DOLLARS AND THIRTY EIGHT CENTS ($605,363.38); and

BE IT FURTHER RESOLVED, that the Comptroller of the Atlantic City Municipal Utilities Authority hereby certifies as to the availability of funds.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 10
Resolution No. 81
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, by N.J.S.A. 10:4-6 et. seq. allows a Municipal Utilities Authority to enter into Executive Session for the purposes of discussing Personnel matters, Litigation and Contract Negotiations; and

WHEREAS, the Atlantic City Municipal Utilities Authority (MUA) has a need to discuss the following:

a. Litigation, Personnel, Contract Negotiations and Security
    (1) Labor Counsel, Employee Discipline, EEOC Case
    (2) Union Contract Negotiations
    (3) City Development
    (4) Jacqueline Siracusa, Senior Accountant

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (MUA) will go into Closed Session at: 11:25AM for approximately Thirty (30) Minutes ; and

BE IT FURTHER RESOLVED, that immediately after the Closed Session, the Atlantic City Municipal Utilities Authority (MUA) will present the findings of the Closed Session on a date and time when the findings will be available.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 7 c (1)
Resolution No. 82
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the auction of TOWER ADVISORS of the State of New Jersey for an EASEMENT FOR CELL ANTENNA INSTALLATIONS on Atlantic City Municipal Utilities Authority Facilities, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on February 18, 2016, be and the said bid is hereby ACCEPTED, the said TOWER ADVISORS, being the responsible bidder for the said undertaking; and

WHEREAS, it is deemed to be in the best interest of the Atlantic City Municipal Utilities Authority and its customers to enter into this Agreement with TOWER ADVISORS, located at Address 16 S. Clifton Avenue, Lakewood, New Jersey; and

WHEREAS, TOWER ADVISORS, shall pay the sum of Four Hundred Thousand Dollars ($400,000.00) to the Atlantic City Municipal Utilities Authority; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Chairman and Secretary are hereby authorized to execute the Agreement with TOWER ADVISORS, 16 S. Clifton Avenue, Lakewood, New Jersey.

BE IT FURTHER RESOLVED, that the said Agreement will set forth in detail all the terms and conditions of this conveyance in their entirety.

Upon Motion, This Resolution was APPROVED as Read

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 10 a (4)
Resolution No. 83
Date April 19, 2016

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority, (hereinafter ACMUA), currently has a number of employees who have been classified as managerial employees and who are neither under contract to the ACMUA nor are they a member of a collective bargaining unit; and

WHEREAS, it has been deemed to be in the best interests of the ACMUA, as well as the below individual employee, to enter into a personal service contract with said employee in order to afford both the ACMUA and the employee a better working situation; and

WHEREAS, the employee of the ACMUA is Jacqueline Siracusa, Senior Accountant; and

WHEREAS, the Board of Directors is desirous of treating the aforementioned employee in a fair and uniform manner.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the ACMUA that the one (1) aforementioned employees' contract, which ends December 31, 2015 are hereby ratified for two (2) years from January 1, 2016 until December 31, 2017.

BE IT FURTHER RESOLVED that the aforementioned employee shall have their contract amended as follows to their Compensation clause:

a. It is agreed the AUTHORITY shall increase the annual salary of this MANAGERIAL EMPLOYEE beginning January 1, 2016 by $0 over their current salary ending in 2015.

b. It is agreed the AUTHORITY shall increase the annual salary of this MANAGERIAL EMPLOYEE beginning January 1, 2017 by $0 over their current salary ending in 2016.

BE IT FURTHER RESOLVED that each of the aforementioned employee shall be required to sign a personal service contract with the ACMUA. This contract will set forth in greater detail the responsibilities of the employee and the ACMUA.

BE IT FURTHER RESOLVED that the awarding of this contract to the aforementioned employee has been deemed to be in the best interests of the ACMUA, as well as in the best interests of the employees.

BE IT FURTHER RESOLVED that all the conditions of this resolution will occur upon the execution of the personal service contract between the aforementioned employee and the ACMUA.

Upon Motion, This Resolution was ADOPTED AS READ.

GARY L. HILL, VICE-CHAIRMAN/SECRETARY