Agenda No. Board Minutes
Resolution No. 51
Date April 18, 2018

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 21, 2018 commencing at 10:00am, there being present:

CHAIRMAN	Milton L. Smith
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	John McGettigan
BOARD MEMBER	(Not Attended)
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 Teresa L. DeMonte, Certified Court Reporter for the March 21, 2018 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 a (1)
Resolution No. 52
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, CARBON ACTIVATED CORPORATION did not comply with the requirements stipulated in the bid specifications by providing references; and

WHEREAS, it has been deemed in the best interest of the Atlantic City Municipal Utilities Authority (the "Authority") by Anthony Palombi, Authority Water Treatment Plant Manager, that the apparent low bid of CARBON ACTIVATED CORPORATION received during the Authority's Purchasing Board Meeting held Tuesday, March 13, 2018 to FURNISH, DELIVER & INSTALL VIRGIN AND CUSTOM REACTIVATED CARBON AT THE AUTHORITY FILTER BUILDING IN PLEASANTVILLE, NJ be REJECTED; and

WHEREAS, CALGON CARBON CORPORATION did comply with the requirements stipulated in the bid specifications by providing references; and

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the bid of CALGON CARBON CORPORATION, a corporation of the State of Delaware, to FURNISH, DELIVER & INSTALL VIRGIN AND CUSTOM REACTIVATED CARBON AT THE AUTHORITY'S FILTER BUILDING IN PLEASANTVILLE, NJ, which bid was received and publicly opened and read at a meeting of the Purchasing Board of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY, held on March 13, 2018, be and the same bid is hereby ACCEPTED, the said CALGON CARBON CORPORATION being the responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that the authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract to be entered into between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and the said CALGON CARBON CORPORATION, to FURNISH, DELIVER & INSTALL VIRGIN AND CUSTOM REACTIVATED CARBON AT THE AUTHORITY'S FILTER BUILDING IN PLEASANTVILLE, NJ, as aforesaid in strict accordance with the specifications approved and adopted by the said Board on February 21, 2018, 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 Comptroller of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY be attached to this Resolution showing the availability of funds and specifying the line item appropriation from 2018 Budget Account No. 01-20-202-542-440 to satisfy the aforesaid award of contract in the amount of ONE HUNDRED TEN THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS ($110,500.00) and appropriation for 2019 Budget Account No. 01-20-202-542-440 to satisfy the aforesaid award of contract in the amount of EIGHTY NINE THOUSAND DOLLARS AND NO CENTS ($89,000.00) and appropriation for 2020 Budget Account No. 01-20-202-542-440 to satisfy the aforesaid award of contract in the amount of NINETY TWO THOUSAND DOLLARS AND NO CENTS ($92,000.00) with the Total appropriation for the adopted contract is TWO HUNDRED NINETY ONE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS ($291,500.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 8 b (1)
Resolution No. 53
Date April 18, 2018

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:

2018-2019 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 $12,350.00; 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 $12,350.00 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, V~~ICE CHAIRMAN~~/SECRETARY

Agenda No. 9 a (1)
Resolution No. 48
Date April 18, 2018

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 Angeloni's of Atlantic City c/o Alan Angeloni, Water Account No. 539601-0, located at 2400 Artic Avenue, experienced miscellaneous water leaks causing the additional consumption of 129,740 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 TWO THOUSAND THREE HUNDRED AND TWENTY TWO DOLLARS AND NINTY SIX CENTS ($ 2,322.96) 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. 9 a (2)
Resolution No. 49
Date April 18, 2018

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 Schultz and Hill, Water Account No. 397901-0, located at 148 South Westminster Avenue, experienced miscellaneous water leaks causing the additional consumption of 60,900 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 EIGHT HUNDRED AND SEVENTY NINE DOLLARS AND FOURTY THREE CENTS ($ 879.43) 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. 9 b (3)
Resolution No. 54
Date April 18, 2018

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 Sohag Sajid, Water Account No. 582101-0, located at 257 Nevada Avenue, experienced miscellaneous water leaks causing the additional consumption of 7,240 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 TWENTY ONE DOLLARS AND THIRTY EIGHT CENTS ($ 121.38) 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. 9 b (4)
Resolution No. 55
Date April 18, 2018

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 YV Troung, Water Account No. 564501-0, located at 2514 Atlantic Avenue, experienced miscellaneous water leaks causing the additional consumption of 33,560 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 FIVE HUNDRED AND SIXTY TWO DOLLARS AND SIXTY THREE CENTS ($ 562.63) 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. 9 c (1)
Resolution No. 56
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority (the ACMUA) owns and operates the Water Department in the City of Atlantic City, NJ; and

WHEREAS, the ACMUA discovered in February 2018 that the City of Atlantic City is to have Ventnor Avenue repaved from Albany Avenue to Raleigh Avenue in the summer/fall of 2018, and that private developers are to repave New Jersey Avenue between Pacific and Atlantic Avenue in early 2019; and

WHEREAS, the ACMUA could realize a savings of at least THREE HUNDRED THOUSAND DOLLARS ($300,000.00) in final paving costs for Ventnor Avenue and New Jersey Avenue by installing an 8-inch water main in the section of Ventnor Avenue referenced herein above and a 12-inch water main in New Jersey Avenue between Atlantic and Pacific Avenue prior to the repaving work described herein above; and

WHEREAS, the ACMUA is desirous to supplement the existing Water Main Replacement Contract (Original Resolution #14-00167) with its engineering company, Buchart-Horn, Inc. of Marlton, NJ, to develop the bidding plans and specifications, as well as administer the bid and construction phases of this project, to install said water mains in Ventnor Avenue and New Jersey Avenue; and

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the ACMUA that Garth Moyle, Deputy Executive Director of Operations, be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to add onto the existing water main design contract with Buchart-Horn, Inc. in calendar year 2018 a total cost not to exceed TWENTY SIX THOUSAND TWO HUNDRED DOLLARS ($26,200.00), as per the attached proposal from Buchart-Horn, bringing the total of said five year water main design project to TWO HUNDRED SIXTY SEVEN THOUSAND ONE HUNDRED SIXTY DOLLARS ($267,160.00); and

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Finance and Accounting of the ACMUA has been attached to this Resolution showing the availability of funds and specifying the line item appropriation from the 2018 ACMUA Budget Account# C-04-20-340-815-417, Miscellaneous Line Replacement, to satisfy the aforesaid cost of this water main work.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 9 d (1)
Resolution No. 57
Date April 18, 2018

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 for PROVIDING JANITORIAL SERVICES AT THE AUTHORITY ADMINISTRATION AND OPERATIONS FACILITY, 401 N. VIRGINIA AVENUE, ATLANTIC CITY, NJ, be and the said documents are hereby APPROVED AND ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and 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 8, 2018, at 11:00 a.m. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 9 d (2)
Resolution No. 58
Date April 18, 2018

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 for PROVIDING JANITORIAL SERVICES AT THE WATER TREATMENT PLANT PUMPING STATION FACILITY, 1151 N. MAIN STREET, PLEASANTVILLE, NJ, be and the said documents are hereby APPROVED AND ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and 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 8, 2018, at 11:00 a.m. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 9 d (3)
Resolution No. 59
Date April 18, 2018

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 for FURNISHING AND DELIVERING CORROSION INHIBITOR CHEMICAL, suitable for the treatment of potable water, F.O.B. the Pumping Station of the Atlantic City Municipal Utilities Authority, 1151 N. Main Street, Pleasantville, NJ, 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 8, 2018, at 11:00 A.M. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 9 d (4)
Resolution No. 60
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority ("ACMUA") has a distinguished record of providing highest quality drinking water, exceptional customer service and cost conscious pricing to the citizens and businesses of Atlantic City, and

WHEREAS, the ability of the ACMUA to maintain and continue its mission to its community is dependent entirely upon its dedicated and talented employee staff, and

WHEREAS, a considerable segment of experienced water industry professionals have, in recent years, reached retirement age and have exited the water industry profession, and

WHEREAS, public education systems over the last decades, have shifted away from Industrial Arts favoring Academic and Science based curriculums, and

WHEREAS, these demographic trends have affected the available pool of individuals having skills, experience and credentialed licensure necessary to operate water treatment and distribution facilities, and

WHEREAS, despite these trends, appropriate licensure remains a requirement for the ACMUA as set forth under regulations promulgated by the New Jersey Department of Environmental Protection, and

WHEREAS, given the declining workforce pool of appropriately licensed individuals available to water treatment facilities, water purveyors are forced to undertake strategic measures to obtain and retain these professionals for their facilities, and

WHEREAS, the ACMUA is in a position that it must take pro-active strategic measures to ensure professional licensure compliance for its operations on a going forward basis,

NOW THEREFORE, the Board of Directors authorize the Executive Director to circulate an RFQ for the engagement of a qualified firm or individual(s) to provide the ACMUA with appropriate licensure on an as needed basis.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 9 e (1)
Resolution No. 61
Date April 18, 2018

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 18th day of April 2018, 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 6taken by the Bank prior thereto. Hat 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 e (2)
Resolution No. 62
Date April 18, 2018

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 18th day of April 2018, 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 FULTON 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 f (1)
Resolution No. 50
Date April 18, 2018

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 Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to the Water Service Agreement by and between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY ("Authority"), a Municipal Corporation of the State of New Jersey, and BOARDWALK 1000, LLC., a limited liability corporation in the State of New Jersey, with an address of 1000 Boardwalk, Atlantic City, NJ 08401, for property bounded by the 100 block of South Maryland Avenue on the east, the 900 block of Pacific Avenue on the north, and the 100 block of South Virginia Avenue on the west, Block 61, Lots 9 and 10, and will connect to the public water supply system of the Authority for a convenience store, gas station and car wash; in the City of Atlantic City, NJ; and

BE IT FURTHER RESOLVED that a copy of this contract shall be made available in the Office of the Atlantic City Municipal Utilities Authority for public inspection.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, ~~VICE~~ CHAIRMAN/SECRETARY

Agenda No. 9 f (2)
Resolution No. 63
Date April 18, 2018

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 Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to, an Emergency Interconnection Agreement between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY, a Municipal Corporation of the State of New Jersey, and NEW JERSEY AMERICAN WATER COMPANY, a Public Utility Corporation of the State of New Jersey, for the purpose of providing each an emergency source of water in times of need; and

BE IT RESOLVED, that a copy of this Agreement shall be made available in the Office of the Atlantic City Municipal Utilities Authority for public inspection upon execution by the New Jersey American Water Company; and

BE IT FURTHER RESOLVED, that upon execution by the New Jersey American Water Company, an original copy of said interconnection agreement shall be filed with the New Jersey Department of Environmental Protection as required by law.

Upon Motion, This Resolution was ADOPTED as READ.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 9 f (3)
Resolution No. 64
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the United States Department of the Interior, US Geological Survey maintains jurisdiction over survey and data reporting for designated water resources, and

WHEREAS, the Absecon Creek has been designated as a resource to be surveyed under US Geological Survey protocol for 2017-2018, and

WHEREAS, Absecon Creek is a water resource attributed to the Atlantic City Municipal Utilities Authority, and

WHEREAS, the costs for the Investigations to be conducted for the purposes of completing the 2017-2018 Survey assessed to the Atlantic City Municipal Utilities Authority is $21,700.00,

NOW THEREFORE, the Board of Directors of the Atlantic City Municipal Utilities Authority approve the payment of the $21,700.00 assessment for the 2017-2018 Survey of Absecon Creek.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ:

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 9 f (4)
Resolution No. 65
Date April 18, 2018

ATLANTIC CITY · 1978 · MUNICIPAL UTILITIES AUTHORITY

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority has determined that the vehicles listed below and engineering copier are no longer required for the operation of the Authority;

(1) 2004 Ford Explorer, 4 dr. 4X4, VIN # 1FMZU73K44UB86928
(2) 2002 Ford Explorer, 4 dr., 4WD, VIN # 1FMZU73EX2UA60564,
(3) 2002 Ford Explorer, 4 dr., 4WD, VIN# 1FMZU73E82UA60563,
(4) 2515 XEROX Engineering Copier

WHEREAS the listed surplus property to be sold shall be conducted through GovDeals online at govdeals.com, pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State of New Jersey

WHEREAS, N.J.S.A. 40A:14-157 sets forth that said vehicle/equipment no longer required may be disposed of at a public sale provided the Board of Directors of the Municipal Utilities Authority permits such sale by Resolution;

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that a representative of the Authority shall SELL AT PUBLIC AUCTION at the Atlantic City Municipal Utilities Authority 401 North Virginia Avenue, Atlantic City, New Jersey, said vehicles and engineering copier which shall be listed in a notice to be published in The Press, which notice shall be published not less than ten (10) days prior to the proposed sale; and

BE IT FURTHER RESOLVED that said vehicles shall be knocked down and sold to the highest bidder by cash or Certified Check in 'as is' condition with no warranty or guarantee.

BE IT FURTHER RESOLVED that said engineering copier shall be knocked down and sold to the highest bidder by cash or Certified Check in 'as is' condition with no warranty or guarantee.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ:

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 9 f (5)
Resolution No. 66
Date April 18, 2018

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:

INSPECTION OF DOUGHTY POND & KUEHNLE POND DAMS

; and

WHEREAS, CHERRY, WEBER & ASSOCIATES 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 $8,400.00; 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 CHERRY, WEBER & ASSOCIATES 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 $8,400.00 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. 9 g (1)
Resolution No. 67
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the New Jersey Department of Environmental Protection implemented P.L. 2017, Chapter 133 known as the Water Quality Accountability Act, (the"Act") and

WHEREAS, said Act requires all New Jersey water purveyors to replace and upgrade significant portions of infrastructure among other requirements, and

WHEREAS, such infrastructure upgrades demand significant financial resources to achieve compliance with the Act, and

WHEREAS, The Atlantic City Municipal Utilities Authority ("ACMUA") recognized it will need to fund such requirements of the Act through a public finance issue of bonds, and

WHEREAS, The ACMUA circulated an RFQ for Bond Counsel and appointed Decotiis, Fitzpatrick, Cole & Giblin, LLP as Bond Counsel at the February 2018 Board of Directors meeting, and

WHEREAS, said appointment for Bond Counsel recognized that an opening amount for fees for 2018 could not be established until the financial conditions of the ACMUA including the City of Atlantic City and the New Jersey Infrastructure Trust could be analyzed, and

WHEREAS, Bond Counsel has completed a preliminary analysis of the financial requirements necessary for the ACMUA to access bond support to comply with the Act, and

WHEREAS, Bond Counsel has provided a preliminary financing status and steps the ACMUA will need to accomplish, (*Which said status is attached hereto*), and

WHEREAS, it is anticipated that legal fees for Bond Counsel to complete necessary and continuing requirements for representation of the ACMUA for the remainder of 2018 is Thirty Five Thousand ($35,000.00 Dollars

NOW THEREFORE, the Atlantic City Municipal Utilities Authority establishes an upset budget not to exceed Thirty Five Thousand ($35,000.00 Dollars for Decotiis, Fitzpatrick, Cole and Giblin, LLP as Bond Counsel.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 9 h (1) (2) (3) (4)
Resolution No. 68
Date April 18, 2018

ATLANTIC CITY · 1978 · MUNICIPAL UTILITIES AUTHORITY

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, it has been deemed to be in the best interest of the employees of the Atlantic City Municipal Utilities Authority, that periodically the Board of Directors grant unpaid leave of absences for need to certain employees; and

WHEREAS, a request has been made by Osvaldo Varela, employee of the Atlantic City Municipal Utilities Authority for an unpaid leave of absence; and

WHEREAS, a request has been made by Foday Lamin, employee of the Atlantic City Municipal Utilities Authority for an unpaid leave of absence; and

WHEREAS, a request has been made by Kelley Williams, employee of the Atlantic City Municipal Utilities Authority for an unpaid leave of absence; and

WHEREAS, a request has been made by Craig Seymore, employee of the Atlantic City Municipal Utilities Authority for an extended unpaid leave of absence until June 1, 2018; and

WHEREAS, it has been deemed in the best interest of the Atlantic City Municipal Utilities Authority to grant the aforementioned employee unpaid leave of absence.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Osvaldo Varela, an employee of the Atlantic City Municipal Utilities Authority, is formally granted an unpaid leave of absence from April 18, 2018 until June 20, 2018; however, the time frame may be expanded by further action by the Board of Directors.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Foday Lamin, an employee of the Atlantic City Municipal Utilities Authority, is formally granted an unpaid leave of absence from March 26, 2018 until May 16, 2018; however, the time frame may be expanded by further action by the Board of Directors.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Kelley Williams, an employee of the Atlantic City Municipal Utilities Authority, is formally granted an unpaid leave of absence from April 2, 2018 until May 17, 2018; however, the time frame may be expanded by further action by the Board of Directors.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Craig Seymore, an employee of the Atlantic City Municipal Utilities Authority, is formally granted an extended unpaid leave of absence until June 1, 2018; however, the time frame may be expanded by further action by the Board of Directors.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 10 a
Resolution No. 69
Date April 18, 2018

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 TWENTY THOUSAND SIX HUNDRED EIGHTY DOLLARS AND FOURTY SEVEN CENTS. ($620,680.47); 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. 11 a
Resolution No. 70
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting, and

WHEREAS, the Board of the Atlantic City Municipal Utilities Authority "ACMUA" has deemed it necessary to go into closed session to discuss certain matters which are exempt from the Public; and

WHEREAS, the regular meeting of this Board will reconvene at the conclusion of closed session.

NOW, THEREFORE, BE IT RESOLVED that the Board of DIRECTORS of the ACMUA, in the City of Atlantic City, County of Atlantic, and State of New Jersey will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12:

☐ Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion of public (Provision ______________________);

☐ Any matter in which the release of information would impair a right to receive funds from the federal government;

☐ Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;

☐ Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees for representatives of employees of the public body (Specify contract: negotiations with bargaining units);

☐ Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

☐ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

■ Any investigations of violations or possible violations of the law;

☐ Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party.

■ Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If contract negotiation the nature of the contract and interested party) (Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Authority's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact);

☐ Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected in writing that such matter or matter be discussed at public meeting; Subject to the balancing of the public's interest and the employee's privacy right under South Jersey Publishing, 124 N.J. 478, the employee(s) and nature of discussion is ______________________________________;

☐ Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party of the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility;

BE IT FURTHER RESOLVED that the DIRECTORS hereby declare that its discussion of the aforementioned subject(s) may be made public at a time when the Solicitor advises the Board that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the ACMUA or any other entity with respect to said discussion.

BE IT FURTHER RESOLVED that the Board, for the aforementioned reasons, hereby declares that the public is excluded from the portion or the meeting during which the above discussion shall take place and here by directs the ACMUA to take the appropriate action to effectuate the terms of this resolution.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (ACMUA) will go into Closed Session and will re-convene after closing

Upon Motion, This Resolution was APPROVED as Read.

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GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. Closed Session 11 c
Resolution No. 72
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority Board of Directors recognized an error in the transcript of the December 20, 2017 meeting, and

WHEREAS, after recognizing the meeting transcript error, the Board intends to correct the record as follows:

NOW THEREFORE, the vote on Resolution 12 a (4) of the December 20, 2917 meeting should state that Milton Smith abstained from voting on said Resolution.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY HILL, VICE CHAIRMAN/SECRETARY

Agenda No. Closed Session 11 b
Resolution No. 71
Date April 18, 2018

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority Board of Directors discussed the matter of D. Scott Smith vs Atlantic City Municipal Utilities Authority (NJ Superior Court - Atlantic County Law Division, Docket Number ATL-L - 476-18) in Closed Session, and

WHEREAS, Authority Solicitor, Fred Bor, Esq., advised the Board of Directors of the status of the matter, and

WHEREAS, Mr. Bor advised the Board that a settlement had been reached to resolve all of the matters in controversy, and

WHEREAS, such settlement would require the defendant Atlantic City Municipal Utilities Authority to pay plaintiff's counsel fees in the amount of $4,727.69, and

WHEREAS, THE Board determined that it was in the best interest of the Authority to resolve the matter,

NOW THEREFORE, the Board of Directors approved the recommendation of its Solicitor and authorized him to execute the settlement and for the Authority to pay plaintiff's counsel fees in the amount of $4,727.69.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY HILL, VICE CHAIRMAN/SECRETARY