



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 November 20, 2018 commencing at 10:00am, there being present:

CHAIRMAN	Milton L. Smith
VICE CHAIRMAN/SECRETARY	Gary L. Hill (not present)
TREASURER	John McGettigan (not present)
BOARD MEMBER	Edmund J. Colanzi
BOARD MEMBER, ALTERNATE #1	Patricia Bailey
BOARD MEMBER, ALTERNATE #2	William Cheatham (not present)
BOARD MEMBER	Nynell Langford (late)

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 Molly A. Alber, Certified Court Reporter for the November 20, 2018 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.



GARY L. HILL, VICE CHAIRMAN/SECRETARY



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 DRITAN JONUZI, Water Account No.447401-0, located at 1708 Atlantic Avenue., experienced miscellaneous water leaks causing the additional consumption of 71,265 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 THREE HUNDRED SEVENTY ONE DOLLARS AND SIXTY FIVE CENTS (\$1,371.65) 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 are 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



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 TRINH NGUYEN, Water Account No.650301-0, located at 201 North Brighton Avenue, experienced miscellaneous water leaks causing the additional consumption of 198,540 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 THREE THOUSAND FOUR HUNDRED SEVENTEEN DOLLARS AND EIGHTY SIX CENTS (\$3,417.86) 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 are 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

2019 ADOPTED BUDGET RESOLUTION

Atlantic City Municipal Utilities (Name) AUTHORITY

FISCAL YEAR: FROM: January 1, 2019 TO: December 31, 2019

WHEREAS, the Annual Budget and Capital Budget/Program for the Atlantic City Municipal Utilities Authority for the fiscal year beginning January 1, 2019, and ending, December 31, 2019 has been presented for adoption before the governing body of the Atlantic City Municipal Utilities Authority at its open public meeting of December 19, 2018; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$ 17,532,316 Total Appropriations, including any Accumulated Deficit, if any, of \$ 18,241,407 and Total Unrestricted Net Position utilized of \$ 709,091; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$ 9,883,246 and Total Unrestricted Net Position planned to be utilized of \$ 7,183,246 ; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of Atlantic City Municipal Utilities Authority, at an open public meeting held on December 19, 2018 that the Annual Budget and Capital Budget/Program of the Atlantic City Municipal Utilities Authority for the fiscal year beginning, January 1, 2019 and, ending, December 31, 2019 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.


(Secretary's Signature)

December 19, 2018
(Date)

Governing Body Member:	Recorded Vote		Abstain	Absent
	Aye	Nay		
Milton L. Smith		X		
Gary L. Hill		X		
John J. McGettigan				X
Edmund Colanzi				X
Patricia Bailey		X		
Nymell Langford		X		



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority (MUA) has approved the 2018 Budget on October 18, 2017; and

WHEREAS, the Atlantic City Municipal Utilities Authority (MUA) finds it necessary to amend the 2018 approved Authority Budget as follows:

	<u>FROM</u>	<u>TO</u>
ADMINISTRATION:		
SALARY & WAGES	\$ 1,000,926.00	\$ 1,017,926.00
FRINGE BENEFITS	789,241.00	772,241.00
OTHER EXPENSES	668,858.00	668,858.00
TOTAL ADMINISTRATION	\$2,459,025.00	\$2,459,025.00
COST OF PROVIDING SERVICES:		
SALARY & WAGES	\$3,302,372.00	\$3,206,372.00
FRINGE BENEFITS	3,121,693.00	3,121,693.00
OTHER EXPENSES	3,290,693.00	3,386,693.00
TOTAL COST OF PROVIDING SERVICES	\$9,714,758.00	\$9,714,758.00
TOTAL OPERATING APPROPRIATIONS	\$13,993,143.00	\$13,993,143.00
RENEWAL AND REPLACEMENT PLANT OPERATIONS:		
EQUIPMENT	\$139,609.00	\$163,109.00
VEHICLES	102,000.00	132,000.00
ENGINEERING	70,000.00	100,000.00
RENOVATION OF FACILITIES	\$3,266,409.00	\$3,182,909.00
TOTAL PROPOSED CAPITAL BUDGET	\$7,500,826.00	\$7,500,826.00

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (MUA) that the 2018 Authority's Budget is hereby amended as detailed above; and

BE IT FURTHER RESOLVED that the Board's Secretary is hereby directed to submit a copy of this resolution to the Director of Local Government Services for approval as part of the Authority's 2018 Budget

Recorded Vote

Governing Body Members:	Aye	Nay	Abstain	Absent
Milton L. Smith, Chairman	X			
Gary L. Hill, Vice Chairman Secretary	X			
John J. McGettigan, Treasurer				X
Edmund J. Colanizi, Board Member				X
Nynell Langford, Board Member				X
Patricia Bailey, Alternate 1 Board Member	X			



Atlantic City Municipal Utilities Authority

RESOLUTION

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Adopted this 19th day of December, 2018
and certified as a true copy of an original.



GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

RESOLUTION TO PROVIDE FOR INSURANCE SERVICE FOR THE ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists the need for insurance services for the Atlantic City Municipal Utilities Authority to accept a proposal to provide insurance from the following company; and

WHEREAS, funds will be provided for these purposes; and

WHEREAS, pursuant to N.J.S.A.40A:11-5(1)(a)(ii), the services specified herein may be awarded without competitive bid as an Extraordinary Unspecifiable Service (EUS); and

WHEREAS, a "Certification or Extraordinary Unspecifiable Services" signed by G. Bruce Ward, which delineates the basis for the EUS designation and compliance with the procedures set forth at N.J.A.C.5:34-2.3(B), has been filed with the governing body; and

WHEREAS, the insurance services to be provided shall be for:

1. General Liability, Excess Umbrella Liability, Equipment Breakdown, Automobile and Property.

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

1. The services to be performed are services, which may be awarded as an Extraordinary Unspecifiable Service and therefore, not subject to public advertising for bids in accordance with N.J.S.A.40A:11-5(1)(a)(ii) of the Local Public Contracts Law.

2. The service of the following named consultant is hereby engaged to provide:

a. General Liability, Excess Umbrella Liability, Equipment Breakdown, Automobile and Property;

b. Public Official Liability Insurance; and

Siracusa Company/Atlantic Associates Insurance
1601 New Road, Suite 100
Northfield, New Jersey 08225



Atlantic City Municipal Utilities Authority RESOLUTION

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3. A copy of this Resolution, Certification of Extraordinary Unspecifiable Services and Agreement shall be kept on file and available for public inspection at the offices of the Atlantic City Municipal Utilities Authority, 401 N. Virginia Avenue, Atlantic City, New Jersey 08404-0117.

4. Notice of Contract Award shall be published in The Press of Atlantic City by law within ten (10) days of its passage.

5. The total amount of this award shall be the sum of \$264,438.84 as follows:

- a. General Liability, Excess Umbrella Liability, Equipment Breakdown, Automobile and Property - \$254,302.38
- b. Public Official Liability Insurance - \$10,136.46

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

RESOLUTION TO PROVIDE FOR INSURANCE SERVICE FOR THE ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists the need for insurance services for the Atlantic City Municipal Utilities Authority to accept a proposal to provide insurance from the following company; and

WHEREAS, funds will be provided for these purposes; and

WHEREAS, pursuant to N.J.S.A.40A:11-5(1) (a) (ii), the services specified herein may be awarded without competitive bid as an Extraordinary Unspecifiable Service (EUS); and

WHEREAS, a "Certification or Extraordinary Unspecifiable Services" signed by G. Bruce Ward, which delineates the basis for the EUS designation and compliance with the procedures set forth at N.J.A.C.5:34-2.3(B), has been filed with the governing body; and

WHEREAS, the insurance services to be provided shall be for:

1. Workmen's Compensation Insurance;

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

1. The services to be performed are services which may be awarded as an Extraordinary Unspecifiable Service and therefore, not subject to public advertising for bids in accordance with N.J.S.A.40A:11-5(1) (a) (ii) of the Local Public Contracts Law.

2. The service of the following named consultant is hereby engaged to provide:

- a. Workmen's Compensation Insurance;

New Jersey Manufacturers Insurance Company
840 12TH Street
Hammonton, New Jersey 08037



Atlantic City Municipal Utilities Authority **RESOLUTION**

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3. A copy of this Resolution, Certification of Extraordinary Unspecifiable Services and Agreement shall be kept on file and available for public inspection at the offices of the Atlantic City Municipal Utilities Authority, 401 N. Virginia Avenue, Atlantic City, New Jersey 08404-0117.

4. Notice of Contract Award shall be published in The Press of Atlantic City by law within ten (10) days of its passage.

5. The total amount of this award shall be the sum of \$154,028.00 as follows:

- a. Workmen's Compensation Insurance - \$154,028.00

Upon Motion, This Resolution was APPROVED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority **RESOLUTION**

RESOLUTION OF THE ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY AUTHORIZING THE AWARD OF A POWER PURCHASE AGREEMENT IN ACCORDANCE WITH THE RECOMMENDATION SET FORTH IN THE EVALUATION REPORT DATED DECEMBER 17, 2018, IN CONNECTION WITH THE BOARD OF EDUCATION'S RENEWABLE ENERGY PROGRAM

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority ("ACMUA") desires to undertake the development and implementation of a Renewable Energy Program ("Program"); and

WHEREAS, under the Program, solar panels, including any related electrical modifications or other work required or convenient for the installation of solar projects will be installed on or at certain Authority-owned facilities (collectively, the "Authority Facilities") by a private solar developer responsible for the design, financing, construction, operation and maintenance of the solar projects; and

WHEREAS, among other benefits, the solar projects will reduce operating costs for the Authority Facilities, provide for educational opportunities and reduce the Authority's carbon footprint; and

WHEREAS, the Authority issued a *Request for Proposals For a Developer of Photovoltaic Systems on Facilities and Lands Owned by Atlantic City Municipal Utilities Authority in Atlantic County, New Jersey*, Dated October 5, 2018 (the "RFP"); and

WHEREAS, on November 9, 2018, the BOE received five (5) proposals in response to the RFP from the following firms:

- EZnergy Solar Energy Solutions / Greenskies,
- Cambria Solar Construction LLC,
- Solar Landscape / Spano Partners Holdings,
- Advanced Solar Products / IGS Solar,
- HESP Solar, and
- Ferreira Construction Company / Summit Water Capital Advisors.

WHEREAS, following a legal and technical review of the proposals received, the Evaluation Team interviewed each respondent; and

WHEREAS, in accordance with N.J.S.A. 40A:11-4.5(d), the Evaluation Team has completed an Evaluation Report, dated December 17, 2018 and attached hereto as **Exhibit A** recommending a Successful Respondent to the Authority Board; and

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



Atlantic City Municipal Utilities Authority RESOLUTION

PAGE 2 OF 2:

1. The recommendation of the Evaluation Team contained in the Evaluation Report attached hereto as **Exhibit A** that Solar Landscape / Spano Partners Holdings, be selected as the Successful Respondent and awarded a Power Purchase Agreement, is hereby accepted.
2. The Executive Director is hereby authorized and directed to work with the Board's special legal counsel, the Board's energy consultant to develop an acceptable form of Power Purchase Agreement with Solar Landscape / Spano Partners Holdings, and execute same along with any other ancillary documents necessary to effectuate the intent and purpose of this Resolution and the Power Purchase Agreement.
3. Notice of this award shall be published in the Board's official newspapers.
4. This Resolution shall take effect immediately.

Upon Motion, This Resolution was Approved as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



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 bid of CUSTOM ENVIRONMENTAL TECHNOLOGY, INC., a corporation of the State of Pennsylvania to FURNISH AND DELIVER ZETA LYTE 1A ANIONIC POLYMER, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on December 11, 2018, be and the said bid is hereby ACCEPTED, the said CUSTOM ENVIRONMENTAL TECHNOLOGY, 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 CUSTOM ENVIRONMENTAL TECHNOLOGY, INC., as aforesaid in strict accordance with the specifications approved and adopted by the said Board on November 20, 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, certifying the availability of funds and specifying the line item appropriation from 2018 Budget Account No. 8-01-20-202-542-410 to satisfy the aforesaid award of contract in the amount of Thirty Five Thousand Eight Hundred Eighty Seven Dollars and Fifty Cents (\$35,887.50).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY HILL, VICE CHAIRMAN/SECRETARY



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 WATER WORKS SUPPLY CO., INC., a corporation of the State of New Jersey to FURNISH & DELIVER VALVE MAINTENANCE TRAILER AND APPURTENANCES, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on December 11, 2018, be and the said bid is hereby ACCEPTED, the said WATER WORKS SUPPLY 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 WATER WORKS SUPPLY CO., INC. as aforesaid in strict accordance with the specifications approved and adopted by the said Board on November 20, 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 Assistant Director of Accounting & Finance of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from the 2018 Budget Account No. C-04-20-340-815-404, Distribution Equipment, to satisfy the aforesaid award of contract in the amount of EIGHTY EIGHT THOUSAND EIGHT HUNDRED SIX DOLLARS AND EIGHTEEN CENTS (\$88,806.18).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ



GARY L. HILL VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority **RESOLUTION**

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Ms. Valerie Watson of 803 No. Indiana Ave., Account No. 911701 - 0 suffered an unusual period of excess water usage during the November 2018 period, and

WHEREAS, the Water Meter at said account has been verified for accuracy by Atlantic City Municipal Utilities Authority (ACMUA) staff, and

WHEREAS, no leak was detected at the property and thus, the owner would not qualify for an (ACMUA) abatement, and

WHEREAS, Ms. Watson's account has a balance of \$564.36 which is the result of the excess period of water consumption as previously stated, and

WHEREAS, the account balance presents a financial hardship to Ms. Watson, and

WHEREAS, pursuant to discussions with Ms. Watson, she would appreciate relief from the (ACMUA) to structure a payment plan to remedy the account balance,

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority hereby authorize a Payment Plan of Twenty-Five Dollars (\$25.00) per month, beginning January 1, 2019 for Ms. Watson until payment of the balance of her account is satisfied.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



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 the FURNISHING AND DELIVERING FIRE HYDRANTS, STAINLESS STEEL REPAIR CLAMPS AND CAST IRON FITTINGS, 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, January 8, 2019 at 11:00 a.m. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y




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 a Request for Proposals (RFP) Form and the Specifications and Instructions to Bidders this day submitted by the Deputy Executive Director of Engineering of the MUA for a RENEWAL OF EXISTING PROPRIETARY ACLARA LICENSED SOFTWARE MAINTENANCE SERVICES for the MUA, 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 Deputy Executive Director of Engineering to advertise for Request for Proposals (RFP) in the form of Advertisement for the undertaking hereinabove set forth, the said Request for Qualifications/Proposals (RFQ/RFP) 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, JANUARY 8, 2019.

Upon Motion, This Resolution was APPROVED as Read.



GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

PAYROLL AND ACCOUNTING SERVICES

; and

WHEREAS, ACTION DATA SERVICES (ADS) is so recognized by the professional 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 term and pricing shall be are specified within the attached contract; and

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 ACTION DATA SERVICES 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 \$15,000.00.
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



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists a need by the Atlantic City Municipal Utilities Authority for Employee Assistant Program Services to assist employees in obtaining confidential and anonymous services for behavioral health needs.

WHEREAS, it has been determined that each service can be provided by AtlanticCare Behavioral Health; and

WHEREAS, funds are or will be available for this purpose; and

WHEREAS, the Local Public Contracts Law N.J.S.A 40A:11-1 et. seq. requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised; and

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

1. As stipulated in original contract, the term of this agreement shall automatically renew for successive one (1) year periods under the same terms and conditions as the initial term;
2. AtlanticCare Behavioral Health is hereby retained for Employee Assistance Program Services for twelve (12) months from January 1, 2019 to December 31, 2019, for the purpose of assisting employees in obtaining confidential and anonymous services for behavioral health needs. AtlanticCare Behavioral Health will be responsible for outpatient centers, inpatient facility and crisis intervention unit, with substance abuse or mental health needs, strong case management and quality clinical care. (See attached Statement of Policy)
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:11-1, et. seq. for services performed by persons authorized to practice a recognized profession and shall not exceed the sum of \$3,700.00; and
4. A copy of this resolution, as well as the contract shall be placed on file in the office of the Atlantic City Municipal Utilities Authority, Atlantic City, New Jersey.

BE IT RESOLVED, that the Chairman is hereby authorized to execute a contract between the Atlantic City Municipal Utilities Authority and AtlanticCare Behavioral Health, which contract shall set forth more specifically the services to be performed; and

BE IT FURTHER RESOLVED, that a notice of this resolution shall be published at least once in The Press, pursuant to the requirements of N.J.S.A. 40A:11-1, as amended.

Upon Motion, This Resolution as APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists a need by the Atlantic City Municipal Utilities Authority for a Continuing Disclosure Agent to perform services for a twelve (12) month period from January 1, 2019 through December 31, 2019; and

WHEREAS, Phoenix Advisors, LLC, 4 West Park Street, Bordentown, NJ provides such professional services and is willing to accept an appointment by the by the Atlantic City Municipal Utilities Authority to provide such services until the expiration of the Agreement; and

WHEREAS, the parties desire hereby to set forth the terms and conditions under which Phoenix Advisors, LLC will act as the Continuing Disclosure Agent for the Atlantic City Municipal Utilities Authority.

NOW THEREFORE BE IT RESOLVED, that the parties hereto in consideration of mutual covenants herein contained and other good and valuable consideration, each intending to be legally bound, hereby agree as follows:

1. Phoenix Advisors, LLC will perform, as Continuing Disclosure Reporting Services more fully described in attached Exhibits I and II.
2. The Atlantic City Municipal Utilities Authority will compensate Phoenix Advisors, LLC for Continuing Disclosure Reporting Services, in the sum not to exceed \$1,050.00 annually.
3. This Agreement may not be modified and/or amended except by written agreement signed by both parties.
4. This Agreement shall be construed in accordance with and governed by the laws of the State of New Jersey.

BE IT FURTHER RESOLVED, that the Atlantic City Municipal Utilities Authority has caused this Agreement to be duly executed by its authorized representative, and Phoenix Advisors, LLC has caused this Agreement to be duly executed by an authorized party as of the day and year first above written.

Upon Motion, This Resolution was APPROVED as Read

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

RESOLUTION FOR MEMBER PARTICIPATION IN A COOPERATIVE PRICING SYSTEM

A RESOLUTION AUTHORIZING THE ATLANTIC CITY MUNICIPAL UTILITIES
AUTHORITY

TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on Wednesday, December 19, 2018 the governing body of the Atlantic City Municipal Utilities Authority, County of Atlantic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services; and

NOW, THEREFORE BE IT RESOLVED as follows:

THE EDUCATIONAL SERVICE COMMISSION OF NEW JERSEY (ESCNJ) AGREEMENT FOR A COOPERATIVE PRICING SYSTEM

WHEREAS, This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Executive Director is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency; and

WHEREAS, The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey; and

WHEREAS, on Wednesday, December 19th, 2018, this resolution shall take effect immediately upon passage by the Board of Directors; and

NOW THEREFORE BE IT RESOLVED, by the board of Directors of the Atlantic City Municipal Utilities Authority is hereby authorized to participate in a Cooperative Pricing System; and

BE IT FURTHER RESOLVED, that the governing body of the Atlantic City Municipal Utilities Authority will consider the above resolution for adoption on December 19th, 2018.

Upon Motion, this Resolution was APPROVED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, G. Bruce Ward, Executive Director is assigned an ACMUA vehicle for business use, and;

WHEREAS, Mr. Ward has used his personal EZ Pass account and EZ Pass Transponder for payment of tolls for use of the ACMUA vehicle on highways and bridges managed by EZ Pass, and;

WHEREAS, EZ Pass now requires vehicle license plates to match the accounts of EZ Pass subscribers with the respective Transponders, and;

WHEREAS, a number of toll violations have been assessed against the ACMUA vehicle notwithstanding Mr. Ward's appeals and payments of tolls due, and;

WHEREAS, Mr. Ward has contacted the South Jersey Transportation Authority who has agreed to suspend all toll violations assessed against the ACMUA, and;

WHEREAS, Mr. Ward acknowledges his responsibility to pay for all EZ Pass toll charges as has been his prior practice, and;

WHEREAS, it would be prudent for the ACMUA to apply for an EZ Pass account for Mr. Ward's vehicle to eliminate any further toll issues, and;

WHEREAS, Mr. Ward agrees to reimburse the ACMUA for all toll charges due on an ACMUA EZ Pass account,

NOW THEREFORE, Mr. Ward will resolve all ACMUA EZ Pass toll violations with the assistance of the South Jersey Transportation Authority, and;

FURTHERMORE BE IT RESOLVED, by the Board of Directors approves an application of the ACMUA for an EZ Pass account of which Mr. Ward will be solely responsible for payment of all costs.

Upon Motion, This Resolution was APPROVED as Read.



GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority (ACMUA) operates a Customer Service Department that integrates Billing, Collections and Accounting functions with Operations, particularly the verification of water meter data, and

WHEREAS, Tiffyne Dewitt assumed the position of Customer Service Representative following the resignation of a former nine-year incumbent, and

WHEREAS, Ms. Dewitt quickly demonstrated her capabilities in the Customer Service position, and

WHEREAS, the (ACMUA) circulated an announcement for a Senior Customer Service Representative, and

WHEREAS, Ms. Dewitt was the sole applicant for the position, and

WHEREAS, the (ACMUA) Personnel Committee supported the recommendation for Ms. Dewitt to be promoted to Senior Customer Services Representative, and

WHEREAS, the Agreement between the (ACMUA) and the AFS-CME Local 2302 provides for a salary range of \$35,569 to \$52,000, and

WHEREAS, the (ACMUA) Personnel Committee recommended Ms. Dewitt's salary to be set at \$40,000 for her new position,

NOW THEREFORE BE IT FURTHER RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority hereby appoints Tiffyne Dewitt to the position of Senior Customer Service Representative at an annual salary of \$40,000.

Upon Motion, This Resolution was APPROVED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



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 ONE MILLION SIX HUNDRED EIGHTY SIX THOUSAND ONE HUNDRED FORTY SIX DOLLARS AND FORTY FIVE CENTS. (\$1,686,146.45); 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



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.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists a need for the Atlantic City Municipal Utilities Authority and GOVERNMENT WORKERS UNION, to enter into a Memorandum of Understanding regarding wage increases for years 2015 through 2019; and

WHEREAS, this Memorandum of Understanding was necessitated because GOVERNMENT WORKERS UNION, have been working without a contract since December 31, 2014;

WHEREAS, this Memorandum of Understanding entitles GOVERNMENT WORKERS UNION, a wage increase to their base salary at 2% for years 2015 through 2019.

WHEREAS, attached hereto and made apart hereof is the Memorandum of Understanding which reflects the terms; and

WHEREAS, it is determined to be in the best interest of both, the Atlantic City Municipal Utilities Authority and GOVERNMENT WORKERS UNION, to enter into this Memorandum of Understanding; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the aforementioned Memorandum of Understanding is hereby ratified; and

BE IT FURTHER RESOLVED, that the Chairman is hereby authorized to execute and the Secretary to attest to the Memorandum of Understanding between the parties; and

BE IT FURTHER RESOLVED, that a copy of this Memorandum of Understanding shall be kept on file in the office of the Atlantic City Municipal Utilities Authority.

Upon Motion, This Resolution was ADOPTED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY