Agenda No. Board Minutes
Resolution No. 72
Date May 20, 2015

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 April 16, 2015 and a Special Board Meeting on April 29, 2015 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 MEBMER, 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 April 16, 2015 and April 29, 2015 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 7 a (1)
Resolution No. 73
Date May 20, 2015

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 G.Q. MAINTENANCE CO. to PROVIDE JANITORIAL SERVICES AT WATER TREATMENT PLANT PUMPING STATION FACILITY, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on May 12, 2015, be and the said bid is hereby ACCEPTED, the said G.Q. MAINTENANCE CO. 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 G.Q. MAINTENANCE CO., as aforesaid in strict accordance with the specifications approved and adopted by the said Board on April 16, 2015, 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 2015 Budget Account # 5-01-20-202-604-451, to satisfy the aforesaid award of contract in the amount of ELEVEN THOUSAND SIX HUNDRED FORTY DOLLARS AND NO CENTS ($11,640.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY E. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 7 a (2)
Resolution No. 74
Date May 20, 2015

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 G. Q. MAINTENANCE CO. to PROVIDE JANITORIAL SERVICES AT THE ADMINISTRATION AND OPERATIONS FACILITY, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on May 12, 2015, be and the said bid is hereby ACCEPTED, the said G.Q. MAINTENANCE CO. 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 G.Q. MAINTENANCE CO. as aforesaid in strict accordance with the specifications approved and adopted by the said Board on April 16, 2015, 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 2015 Budget Account # 5-01-10-100-581-820, to satisfy the aforesaid award of contract in the amount of THIRTEEN THOUSAND SEVENTY DOLLARS AND NO CENTS ($13,070.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 7 a (3)
Resolution No. 75
Date May 20, 2015

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 re-bid of WECO CONSTRUCTION, INC. received during the Authority's Purchasing Board Meeting held Tuesday, May 12, 2015 to FURNISH, DELIVER AND INSTALL WATER SERVICE LATERALS AND APPURTENANCES IN VARIOUS LOCATIONS is HEREBY REJECTED, due to the fact that said bid exceeded the Authority's Appropriations Budget for said project.

BE IT FURTHER RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that since the Authority has gone out to bid twice to FURNISH, DELIVER AND INSTALL WATER SERVICE LATERALS AND APPURTENANCES IN VARIOUS LOCATIONS, it is now entitled by N.J.S.A 40A:11-1, et, seq. to try to negotiate with WECO CONSTRUCTION, INC. of Egg Harbor Township, NJ, the current low holder, to get the price reduced.

BE IT FURTHER RESOLVED, that should negotiations with WECO CONSTRUCTION, INC. fail, the Authority shall rebid for this contract after its regularly scheduled June 17, 2015 Board Meeting.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 8 a (1)
Resolution No. 76
Date May 20, 2015

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, road repaving work in Pacific Avenue between S. South Carolina Avenue and S. Tennessee Avenue in Atlantic City, NJ on April 21, 2015 caused a 12" x 6" tapping sleeve to break and leak; and

WHEREAS, said leak caused by the broken tapping sleeve was found to be an emergent matter on said date; and

WHEREAS, said broken tapping sleeve required the installation of one (1) each 12-inch line stop, a 12" x 6" tee and a new 6-inch valve; and

WHEREAS, this water main had to be repaired in as expeditious a manner as possible to keep the current Casino Reinvestment Development Authority's (CRDA) Pacific Avenue Road Repair Project moving forward; and

WHEREAS, the said loss of water service to the ACMUA would substantially reduce the Authority's ability to maintain adequate domestic and fire protection service to its customers throughout the Water Distribution System; and

WHEREAS, the maintenance of the Water Mains is the responsibility of the said ACMUA; and

WHEREAS, the ACMUA in discharging its responsibilities to maintain the Authority Water System, went to Garrison Enterprise of Vineland, NJ, to provide pricing for the installation of said line stop and appurtenances; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-6 provides that advertising may be dispensed with in the event of an emergency; and

WHEREAS, public health and safety demanded that the work be done as soon as possible; and

WHEREAS, the Board of Directors of the ACMUA finds as a fact that an emergency did exist; 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 secure the labor, certain materials, supplies, and services to be furnished by Garrison Enterprise of Vineland, NJ, at a total cost not to exceed TEN THOUSAND DOLLARS AND NO CENTS ($10,000.00) for the work herein described above and

BE IT FURTHER RESOLVED that a Certificate from the Deputy Executive Director of Finance of the ACMUA has been attached to this Resolution showing the availability of funds and specifying the line item appropriation from the 2015 Capital Budget Account #C-04-20-340-815-417, Miscellaneous Line Replacement, to satisfy the aforesaid emergency repairs.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 8 a (2)
Resolution No. 77
Date May 20, 2015

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, road repaving work in Montpelier Avenue near Pacific Avenue in Atlantic City, NJ on April 21, 2015 caused a 6-inch valve to break and leak; and

WHEREAS, said leak caused by the broken valve was found to be an emergent matter on said date; and

WHEREAS, said broken valve required the installation of one (1) each 6-inch line stop and a new 6-inch valve; and

WHEREAS, this water main had to be repaired in as expeditious a manner as possible to keep the current Casino Reinvestment Development Authority's (CRDA) Pacific Avenue Road Repair Project moving forward; and

WHEREAS, the said loss of water service to the ACMUA would substantially reduce the Authority's ability to maintain adequate domestic and fire protection service to its customers throughout the Water Distribution System; and

WHEREAS, the maintenance of the Water Mains is the responsibility of the said ACMUA; and

WHEREAS, the ACMUA in discharging its responsibilities to maintain the Authority Water System, went to Garrison Enterprise of Vineland, NJ, to provide pricing for the installation of said line stop and appurtenances; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-6 provides that advertising may be dispensed with in the event of an emergency; and

WHEREAS, public health and safety demanded that the work be done as soon as possible; and

WHEREAS, the Board of Directors of the ACMUA finds as a fact that an emergency did exist; 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 secure the labor, certain materials, supplies, and services to be furnished by Garrison Enterprise of Vineland, NJ, at a total cost not to exceed TEN THOUSAND DOLLARS AND NO CENTS ($10,000.00) for the work herein described above and

BE IT FURTHER RESOLVED that a Certificate from the Deputy Executive Director of Finance of the ACMUA has been attached to this Resolution showing the availability of funds and specifying the line item appropriation from the 2015 Capital Budget Account #C-04-20-340-815-417, Miscellaneous Line Replacement, to satisfy the aforesaid emergency repairs.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y

Agenda No. 8 b (1)
Resolution No. 78
Date May 20, 2015

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 Mohammed J. Hosen, Water Account No. 833601-0, located at 4121 Winchester Avenue, experienced miscellaneous water leaks causing the additional consumption of 38,585 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 EIGHTY FOUR DOLLARS AND SIXTY CENTS (584.60) 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 b (2)
Resolution No. 79
Date May 20, 2015

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 Ivy & Brian Scott, Water Account No. 650601-0, located at 211 Brighton Avenue, experienced miscellaneous water leaks causing the additional consumption of 9,010 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 SIX DOLLARS AND NINETY FIVE CENTS (126.95) 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 b (3)
Resolution No. 80
Date May 20, 2015

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 Benjamin & Marian Sutton, Water Account No. 337801-1, located at 354 N. South Carolina Avenue, experienced miscellaneous water leaks causing the additional consumption of 34,790 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 HUNDRED AND NINETY DOLLARS AND NINETEEN CENTS (490.19) 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 c (1)
Resolution No. 81
Date May 20, 2015

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 FURNISH AND DELIVER ZETA LYTE 1A ANIONIC POLYMER, 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, June 9, 2015 at 11:00 A.M. prevailing time.

UPON MOTION, THIS RESOLUTION WAS APPROVED AS READ

GARY HILL, VICE CHAIRMAN/SECRETARY

Agenda No. 8 d (1)
Resolution No. 82
Date May 20, 2015

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 20th day of May 2015, 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. 8 e (1)
Resolution No. 83
Date May 20, 2015

Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

LICENSED ELECTRICITY SUPPLIER

And

WHEREAS, XOOM ENERGY is so recognized by the energy 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 are specified within the attached contract; 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 XOOM ENERGY 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 terms and the pricing are specified within the attached contract.

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. 10 a
Resolution No. 84
Date May 20, 2015

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 FIVE HUNDRED AND NINETY NINE THOUSAND, THREE HUNDRED AND EIGHTY EIGHT DOLLARS AND TWELVE CENTS ($599,388.12); 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
Resolution No. 85
Date May 20, 2015

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) Pacific Avenue Repaving
   (5) Supervisors Union

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (MUA) will go into Closed Session at: 10:40AM 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. 11 a (5)
Resolution No. 86
Date May 20, 2015

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 AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, DISTRICT COUNCIL 71, LOCAL 3974A SUPERVISORS to enter into a Memorandum of Understanding regarding wage increases for years 2013 and 2014; and

WHEREAS, this Memorandum of Understanding was necessitated because AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, DISTRICT COUNCIL 71, LOCAL 3974A SUPERVISORS have been working without a contract since December 31, 2012;

WHEREAS, this Memorandum of Understanding entitles AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, DISTRICT COUNCIL 71, LOCAL 3974A SUPERVISORS a wage increase to their base salary of $1,200.00 for years 2013 and 2014.

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 AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, DISTRICT COUNCIL 71, LOCAL 3974A SUPERVISORS 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