



Atlantic City Municipal Utilities Authority

RESOLUTION

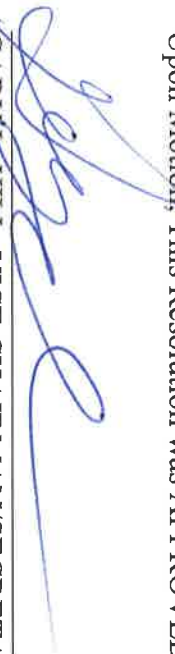
BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their regularly scheduled Board Meeting on April 19, 2017 commencing at 10:00am, there being present:

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

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that this Resolution hereby approves the transcript minutes reported by Jacqueline M. Zarrillo, Certified Court Reporter for the April 19, 2017 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

Agenda No. 8 b (1)
Resolution No. 71
Date May 17, 2017

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 Mr. James C. Herbert, Water Account No. 929001-0, located at 1823 McKinley Avenue, experienced miscellaneous water leaks causing the additional consumption of 17,720 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 HUNDRED AND EIGHTY SIX DOLLARS AND NINETY SEVEN CENTS (\$ 286.97) 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.

A blue ink signature, appearing to read "Gary L. Hill", is written over a horizontal line.

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 Mr. George & John Pouleres, Water Account No. 127201-0, located at 5 S. Metropolitan Avenue, experienced miscellaneous water leaks causing the additional consumption of 20,320 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 HUNDRED AND SEVEN DOLLARS AND NINETY EIGHT CENTS (\$ 307.98) 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



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 Julie & Joseph Tran, Water Account No. 516701-0, located at 2319 Arctic Avenue (Rear) Apt A, experienced miscellaneous water leaks causing the additional consumption of 16,745 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 HUNDRED AND SEVEN DOLLARS AND THIRTY SEVEN CENTS (\$ 307.37) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

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

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

1. That the installment plans be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;
2. That the installment payments are made as scheduled;
3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists a need by the Atlantic City Municipal Utilities Authority to have certain laboratory testing services; and

WHEREAS, the Atlantic County Utilities Authority's laboratory facilities are suitable for water and other laboratory testing activities; and

WHEREAS, the Atlantic County Utilities Authority will provide the Authority on laboratory testing services as specified in the attached; and

WHEREAS, the Atlantic County Utilities Authority, 6700 Delilah Road, Egg Harbor Township, NJ provides such testing services and is willing to assist the Atlantic City Municipal Utilities Authority in such services beginning June 1, 2017 until May 31, 2018; and

WHEREAS, the parties desire hereby to set forth the terms and conditions under which Atlantic County Utilities Authority will serve as a laboratory testing facility 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. Atlantic County Utilities Authority will perform Laboratory Testing Services more fully described in attached Exhibit A.
2. The Atlantic City Municipal Utilities Authority will compensate Atlantic County Utilities Authority for Shared Services for Laboratory Testing Services, in the sum not to exceed \$20,448.00.
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 Atlantic County Utilities Authority 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

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Electric Company is desirous of entering into a Utility Easement Agreement with the Atlantic City Municipal Utilities Authority (MUA); and

WHEREAS, it has been determined to be in the best interest of the MUA, as well as Atlantic City Electric Company to enter into this Agreement; and

WHEREAS, there already exists a previous resolution between the entities; MUA Resolution No. 156 of October 21, 2015 ; and

WHEREAS, both entities are desirous that Resolution No. 156 be rescinded and replaced with this Resolution and the easement herewith attached; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Authority execute the necessary documents in order to effectuate said Agreement; and

BE IT FURTHER RESOLVED, that Authority is hereby given to the Chairman of the Board to execute such Agreement and for the Executive Director of the MUA to execute the necessary documents as attached.

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 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, June 13, 2017, at 11:00 A.M. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ


GARY L. HILL, VICE CHAIRMAN/SECY



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 POLYALUMINUM CHLORIDE WATER TREATMENT CHEMICAL, suitable for the treatment of potable water, F.O.B., the Pumping Station of the Atlantic City Municipal Utilities Authority, 1151 North 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, 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 13, 2017.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

A blue ink signature, appearing to read "G. Hill", is written over a horizontal line.

GARY L. HILL, VICE CHAIRMAN/SEC'Y



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority and PS&S, 1433 Route 34 Suite A-4, Wall, New Jersey entered into an Agreement on July 15, 2015 for engineering services in connection with Maryland Avenue 1.0 MG Water Tank Rehabilitation and Painting for the Atlantic City Municipal Utilities Authority; and

WHEREAS, PS&S has recommended payment to the contractor, Allied Painting, Inc. in the amount of \$46,154.08 for Final Payment; and

WHEREAS, attached hereto is Exhibit A of the Final Payment; and

WHEREAS, the cost of this work for current payment cost is \$46,154.08; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the original agreement of July 15, 2015 by and between the Atlantic City Municipal Utilities Authority and PS&S, 1433 Route 34 Suite A-4, Wall, New Jersey, is hereby performed as set forth in Exhibit A.

BE IT FURTHER RESOLVED, that the cost of this Final Payment to the contractor, Allied Painting, Inc. shall be in the sum total of \$46,154.08.

Upon Motion, This Resolution was ADOPTED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

Agenda No. 8 e
Resolution No. 79
Date May 17, 2017

BY ALL MEMBERS OF THE BOARD:

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of every authority to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2016 has been filed by a Certified Public Accountant with the Authority Secretary pursuant to N.J.S.A. 40A:5A-15, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 50:30-6.5, a regulation requiring that the governing body of each authority shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the Annual Audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the government body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Governmental Services), under the provisions of this Article, shall be guilty of misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW THEREFORE BE IT RESOLVED, that the Chairman and members of the Atlantic City Municipal Utilities Authority hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said members to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION
PASSED AT THE MEETING HELD ON MAY 17, 2017.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority **RESOLUTION**

WHEREAS, The Atlantic City Municipal Utilities Authority ("ACMUA") unanimously approved the attached Resolution No. 218 on December 21, 2016, and

WHEREAS, said Resolution memorialized the amount of \$497,155.49 the City of Atlantic City owed to the ACMUA for water services provided during 2015 – 2016, and

WHEREAS, said Resolution set forth the statutory framework that requires Municipal Utility Authorities to be paid for water services provided to municipalities, and

WHEREAS, notwithstanding Atlantic City's outstanding debt, as a Public utility the ACMUA remains committed to assist the financial challenges facing City government, and

WHEREAS, the City advised the ACMUA that it intends to open Brown's Park after significant renovations and,

WHEREAS, it was determined the Brown's Park site has no water service to support new landscape installations while ACMUA's costs to connect water to the park is over \$3,000.00, and

WHEREAS, the ACMUA advised City officials that it would cover the cost and install the Browns Park water service connection, and

WHEREAS, this accommodation brings Atlantic City's total delinquent balance to the ACMUA as of May 8, 2017 to \$689,559.91, and

WHEREAS, despite this significant delinquency and its effect upon ACMUA's budget and operations, the ACMUA maintains a consistent level of service to its customers through a series of strategic internal adjustments, and



Atlantic City Municipal Utilities Authority RESOLUTION

WHEREAS, notwithstanding a year end payment of ACMUA's unreserved retained earnings to Atlantic City is the routine practice observed between the entities, the revenue pressure upon the ACMUA as a result of the City's delinquency will present unusual circumstances for 2017,

NOW THEREFORE, the Board of Directors approves ACMUA's continued support to Atlantic City and recognizes that an unreserved retained earnings payment to the City of Atlantic City for 2017 will require critical analysis and adjustment during this unprecedented period of finance uncertainty.

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) owns and operates the Water Department in the City of Atlantic City, NJ; and

WHEREAS, the ACMUA has hired the engineering company, Buchart-Horn, Inc. of Marlton, NJ, to design and provide construction superintendence for a prefabricated lime silo, via ACMUA Contract Number 16-00055, to be built at the ACMUA's Water Treatment Plant in Pleasantville, NJ ; and

WHEREAS, design of a pile supported concrete slab to bring the prefabricated lime silo above the flood plain level was not included in the original scope of work for this project; and

WHEREAS, it is in the best interest of the ACMUA to have this work done before bidding this project; 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 amend the Design of a Prefabricated Post Treatment Lime System Contract with Buchart-Horn, Inc. at a total cost not to exceed TWENTY THOUSAND DOLLARS AND ZERO CENTS (\$20,000.00) for designing a pile supported concrete slab for said lime silo; and

BE IT FURTHER RESOLVED that a Certificate from the Assistant 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 2017 Capital Budget Account# C-04-20-330-850-931, High Lift Lime House Rehabilitation, to satisfy the aforesaid cost of the lime silo design work, bringing the total amount of this contract to SIXTY SIX THOUSAND DOLLARS AND ZERO CENTS (\$66,000.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ


GARY L. HILL, VICE CHAIRMAN/SECY



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 TWENTY ONE THOUSAND TWO HUNDRED TWENTY NINE DOLLARS AND THIRTY FOUR CENTS. (\$521,229.34); 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, 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) Assistant Distribution Manager – Appointment

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (MUA) will go into Closed Session at: 11:00A.M. 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



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

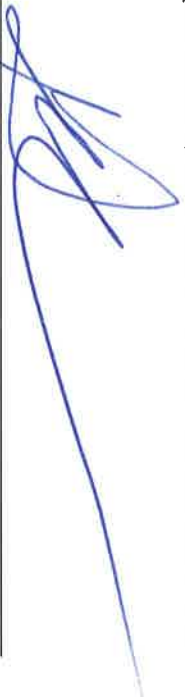
WHEREAS, the Board of Directors of the Atlantic City Municipal Utilities Authority desires to promote Dale Archie to the position of Assistant Distribution Manager with an increase to his base salary; and

WHEREAS, the Board of Directors and Management acknowledges that the best interest of the Authority, as well as its customers of the Atlantic City Municipal Utilities Authority has been better served by the aforementioned employee; and

WHEREAS, it has been determined by the Authority that Dale Archie is entitled to a promotion and an increase in salary; and

NOW THEREFORE BE IT RESOLVED, that the annual salary of Dale Archie will be increased to \$75,000.00, effective May 21, 2017, and if he passes the test period, his salary will increase to \$80,000.00.

Upon Motion, This Resolution was ADOPTED as Read.



GARY L. HILL, VICE CHAIRMAN/SECRETARY