

ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY
BOARD OF DIRECTORS MEETING

DATE: WEDNESDAY - APRIL 15, 2020
COMMENCING AT 10:01 A.M.

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1 Computer-aided transcript of the Board of
2 Directors Meeting, taken stenographically in the
3 above-entitled matter before Lynda R. Gamon
4 Snelgrove, License No. 30XI0135300, a New Jersey
5 Certified Court Reporter and U.S. Registered
6 Professional Reporter, held at the Atlantic City
7 Municipal Utilities Authority, Conference Room, 401
8 N. Virginia Avenue, Atlantic City, New Jersey, on
9 Wednesday, April 15, 2020, commencing at 10:01 a.m.,
10 there being present:

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BOARD MEMBERS PRESENT:

JOHN DEVLIN, Chairman
PATRICIA BAILEY
GARY L. HILL (appearing telephonically)
NYNELL LANGFORD (appearing telephonically)
MILTON L. SMITH
WILLIAM CHEATHAM, Alternate Board Member

COUNSEL PRESENT:

FREDRIC L. BOR, ESQUIRE
Attorney for the Atlantic City
Municipal Utilities Authority

ANDREW WEBER, ESQUIRE
Labor Counsel for the Atlantic City
Municipal Utilities Authority
(Appearing telephonically)

ALSO PRESENT:

CLAUDE SMITH, Acting Executive Director and
Deputy Executive Director of Engineering
Atlantic City Municipal Utilities Authority

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(Time noted: 10:01 a.m.)

CHAIRMAN DEVLIN: Open statement, April 15th, 2020. Adequate notice of this meeting has been provided as required by law by mailing to The Press a list of regularly scheduled meetings, April 15th, 2020, at 401 North Virginia Avenue, Conference Room, Atlantic City, New Jersey.

A copy of said notice was sent to the city clerk to be posted. All of the aforesaid complies with the Chapter 231 of the Laws of 1975 known as the Open Public Meetings Act.

Roll call.

MR. BOR: Ms. Langford?

MS. LANGFORD: Here.

MR. BOR: Ms. Bailey?

MS. BAILEY: Here.

MR. BOR: Mr. Hill?

MR. HILL: Here.

MR. BOR: Mr. Smith?

MR. MILTON SMITH: Here.

MR. BOR: And Mr. Devlin?

CHAIRMAN DEVLIN: Here.

MR. BOR: Quorum. Flag salute.

CHAIRMAN DEVLIN: Excuse me. You

1 didn't call Mr. Cheatham.

2 MR. BOR: Oh, Mr. Cheatham, I'm
3 sorry, sir. You're here.

4 CHAIRMAN DEVLIN: Why is he not on
5 the --

6 MR. BOR: Well, he's an alternate.
7 We have full staff, so he's just sitting as an
8 alternate.

9 CHAIRMAN DEVLIN: Very good. Flag
10 salute.

11 (The Pledge of Allegiance is
12 recited.)

13 MR. BOR: I discussed the agenda
14 with Mr. Smith -- this is Fred Bor -- and he wants me
15 to commence the agenda until he gets further
16 acclimated into his new role, but he is to my right
17 and his input is always welcome as we go along.

18 As far as executive session minutes,
19 Mr. Smith, we don't need to do that because under DCA
20 rules for the moment, at least, there is no executive
21 session.

22 MR. CLAUDE SMITH: Okay.

23 MR. BOR: So don't worry about doing
24 those minutes that we ordinarily would have to do.
25 However, the Board has received the regular minutes,

1 I assume, and I would like to try to move to have
2 those approved?

3 So assuming everyone has gotten
4 them, is there a motion on last month's regular
5 minutes.

6 CHAIRMAN DEVLIN: Motion.

7 MR. HILL: I'll make the motion to
8 accept.

9 MR. MILTON SMITH: Second.

10 MR. BOR: Ms. Langford?

11 MS. LANGFORD: Yes.

12 MR. BOR: Ms. Bailey?

13 MS. BAILEY: Yes.

14 MR. BOR: Mr. Hill?

15 MR. HILL: Yes.

16 MR. BOR: Mr. Smith?

17 MR. MILTON SMITH: Yes.

18 MR. BOR: Mr. Devlin?

19 CHAIRMAN DEVLIN: Yes.

20 MR. BOR: Now, is there personnel
21 committee --

22 MR. CLAUDE SMITH: Personnel
23 committee meeting minutes was actually issued in your
24 packages. Right?

25 CHAIRMAN DEVLIN: Yes, it was.

1 MR. CLAUDE SMITH: So you actually
2 all have those.

3 CHAIRMAN DEVLIN: And emailed, thank
4 you.

5 MR. BOR: Okay. So I take it
6 everyone has received --

7 MR. MILTON SMITH: Wait a minute.
8 Where's Mr. Riley?

9 MS. WILLIAMS: He's upstairs.

10 CHAIRMAN DEVLIN: Do we need him
11 here right now?

12 MR. MILTON SMITH: No, but, I mean,
13 was he scheduled for a meeting?

14 MR. BOR: No.

15 CHAIRMAN DEVLIN: Yeah, he's on a
16 special assignment.

17 MR. MILTON SMITH: Okay, all right.

18 MR. BOR: Okay. So the
19 commissioners have received the personnel committee
20 meeting. Any discussion on the issues that we
21 brought up? Several of the issues we brought up the
22 commissioners will see as part of resolutions that
23 are being presented today. After the personnel
24 committee meeting -- I was present for that one --
25 that's when we formulated several of the agenda

1 items. And as we go through them, they'll be open
2 for discussion and vote.

3 MR. HILL: So a question, Mr. Bor.

4 MR. BOR: Yes.

5 MR. HILL: So all of the resolutions
6 forthcoming dealing with personnel have been vetted
7 through the personnel committee?

8 MR. BOR: That is correct.

9 MR. MILTON SMITH: That's correct.

10 MR. BOR: The financial reports, are
11 there any?

12 MR. CLAUDE SMITH: It should be in
13 your package.

14 MR. BOR: It should be in your
15 package also. Is there any additions?

16 MS. WILLIAMS: That was in the
17 package as far as I know.

18 MR. BOR: It's in the package.

19 MS. THAPA: Just the -- only the
20 bill has changed because we had to do on Thursday, so
21 not too many was included.

22 MR. BOR: Okay. Did everybody hear
23 that?

24 MS. BAILEY: The bill is the same?

25 MR. BOR: Okay. Everything is the

1 same as in your package.

2 Cash management --

3 CHAIRMAN DEVLIN: Mike Goloff is
4 going to come. Let's go through it real quick at the
5 end.

6 MR. BOR: Okay. We are going to
7 have a short presentation by Mike Goloff regarding
8 issues pertaining to our revenue stream. We're going
9 to hold off and wait for the end.

10 Director's forum, any director have
11 any issues to bring before the Board?

12 CHAIRMAN DEVLIN: Mr. Smith.

13 MR. BOR: Mr. Smith?

14 MR. CLAUDE SMITH: No, I don't.

15 MR. BOR: Ms. Bailey?

16 MS. BAILEY: No.

17 MR. BOR: Hearing none, there is no
18 public participation. And no one is present, nor
19 should they be.

20 CHAIRMAN DEVLIN: Wait. Hold up,
21 Fred. We've got way too many people in this room.
22 Does everybody in here have to be in here?

23 Kell, do we need you in here?

24 MS. WILLIAMS: (Ms. Williams
25 indicates.)

1 CHAIRMAN DEVLIN: Anita, do you need
2 to be in here?

3 MS. THAPA: Well, I got...

4 CHAIRMAN DEVLIN: I mean, if you
5 want to call in, you can call in, but we're really --
6 we're pushing 10 people.

7 MS. THAPA: Okay.

8 MS. WILLIAMS: You want me to leave
9 now?

10 CHAIRMAN DEVLIN: Yeah. And, Mike,
11 just step out. I'll bring you back in later. I want
12 to talk to you.

13 Mike, Kelley, Anita, can you excuse
14 us, please.

15 (Michael E. Riley, Esquire; Kelley
16 Williams; and Anita Thapa leave the conference
17 room at 10:06 a.m.)

18 MR. BOR: Thank you, Mr. Chairman.
19 The commissioners should recognize that the Chairman
20 did recognize that we seemed to just exceed 10 people
21 in our conference room, so he has asked Kelley,
22 Mr. Riley, and Anita just to wait in the hall and
23 we'll call them in as we need them so as to not to
24 violate the 10-person rule. Other than that,
25 everyone is sitting apart with all of the proper

1 precautions.

2 First, old -- since there's no
3 public participation, Mr. Chairman, should we proceed
4 with old business?

5 CHAIRMAN DEVLIN: Please.

6 MR. BOR: Now, 8a, I take it
7 everyone has received the resumé of Jason Capizzi.
8 Is that accurate?

9 CHAIRMAN DEVLIN: Yes.

10 MR. BOR: Has everyone --

11 MS. BAILEY: Yes.

12 MR. BOR: His is a little different
13 situation and let me explain. When the RFQs were
14 submitted, Mr. Capizzi was a member of a different
15 firm, although he was a member of that firm when the
16 RFQ was submitted. After submission, he decided to
17 leave that firm and open his own firm.

18 As everyone can see by his resumé,
19 he's got extensive experience in this field, but
20 before I allowed him to be on our agenda, I
21 communicated with his former senior partner. I
22 wanted to make sure that they were not continuing
23 their interest in the position, and I needed them to
24 recognize in writing that he was a member of the firm
25 when it was submitted, and they withdraw their

1 proposal and gladly recommend their former partner,
2 Jason Capizzi, for the position.

3 That being the case, particularly
4 since he was a member of that firm and that firm
5 withdrew in his favor, I indicated that we could move
6 ahead with a vote for bond counsel which is
7 Resolution 8a.

8 CHAIRMAN DEVLIN: 8a(1).

9 MR. BOR: 8a(1), excuse me.

10 CHAIRMAN DEVLIN: I'll make a motion
11 for Mr. Capizzi.

12 MR. HILL: Second --

13 MS. BAILEY: Second.

14 MR. BOR: Gar is going to second for
15 Mr. Capizzi.

16 Ms. Langford?

17 MS. LANGFORD: Yes.

18 MR. BOR: Ms. Bailey?

19 MS. BAILEY: Yes.

20 MR. BOR: Mr. Hill?

21 MR. HILL: Yes.

22 MR. BOR: Mr. Smith?

23 MR. MILTON SMITH: Yes.

24 MR. BOR: Mr. Devlin?

25 CHAIRMAN DEVLIN: Yes. And also

1 have Kelley reach out to him. I would like him to do
2 a presentation to the whole Board at the next Board
3 meeting even if he has to call in. I'd rather have
4 him in person, but --

5 MR. BOR: She's not here, but we'll
6 communicate that or Mr. Smith will communicate that
7 to Kelley.

8 MR. CLAUDE SMITH: Yes, I will
9 communicate that to her.

10 CHAIRMAN DEVLIN: Thank you,
11 Mr. Smith.

12 MR. BOR: 8a(2) --

13 CHAIRMAN DEVLIN: 8a(2) is labor
14 counsel.

15 MR. BOR: Yeah. Now, with labor
16 counsel, the Board will remember several months ago
17 it was up for a final vote and the Board had decided
18 to go month to month for reasons set forth then.
19 However, it's the desire of the executive director
20 and our chairman to vote on the yearly contract for
21 labor counsel. Personnel has recommended Andrew
22 Weber, and I believe the resolution will include the
23 commencement of his term in March which would
24 coincide with the end of his prior term. We also had
25 indicated previously that he would be month to month

1 and paid month to month the same one-twelfth salary
2 he would ordinary receive as labor counsel.

3 So if there's any discussion on
4 Mr. Weber for labor counsel, 8a(2).

5 MR. HILL: Okay, this is Gary Hill.
6 I just wanted to commend the personnel committee for
7 the hard work they've been doing recently, and I
8 strongly support Mr. Weber's appointment for a
9 contract here. He's gone beyond his normal
10 capacities and responsibilities, so I'm very happy to
11 support this.

12 CHAIRMAN DEVLIN: Yeah, I just want
13 to piggyback on that as well. I mean we've had
14 pretty much an Armageddon here with the COVID-19 and
15 our former executive director leaving on no notice.
16 And, Mr. Weber, I've been -- I apologize, I've been
17 torturing you to death. I've been calling him at
18 least once or twice a day and I've been torturing
19 him. And sometimes you feel my wrath losing my
20 patience, but it hasn't been with you, and I
21 appreciate your support and your guidance.

22 MR. BOR: And I can indicate as
23 Authority solicitor, since the retirement of Mr. Ward
24 it's truly been a hands on deck for Mr. Smith,
25 Mr. Devlin, and myself and Andy by phone. It's been

1 almost a daily ritual to talk to each other about
2 getting through some of the troubling issues of
3 what's happening with the Board in terms of revenue
4 stream, in terms of how we deal with COVID-19, and
5 hats off to you, Andy, you did a great job. And you
6 and I have worked together for 40 years, now
7 continuing -- maybe not for the next 40 years, but
8 always glad to work closely with you.

9 MR. WEBER: Thank you so much for
10 the kind words. I really do look forward to
11 continuing to work with all of you.

12 CHAIRMAN DEVLIN: Thank you, Andy.
13 We got a motion by Ms. Bailey.

14 MR. MILTON SMITH: Second.

15 CHAIRMAN DEVLIN: And a second by
16 Mr. Smith.

17 MR. BOR: And a second for the
18 yearly contract for labor counsel for Mr. --

19 MR. MILTON SMITH: Weber.

20 MR. BOR: -- Weber.

21 Ms. Langford?

22 MS. LANGFORD: Yes.

23 MR. BOR: Ms. Bailey?

24 MS. BAILEY: Yes.

25 MR. BOR: Mr. Hill?

1 MR. HILL: Yes.

2 MR. BOR: Mr. Smith?

3 MR. MILTON SMITH: Yes.

4 MR. BOR: Mr. Devlin?

5 CHAIRMAN DEVLIN: Yes.

6 MR. BOR: So approved.

7 MR. MILTON SMITH: Congratulations,
8 Andy.

9 MR. WEBER: Thank you, thank you so
10 much. I appreciate it.

11 MR. BOR: Now, who's going to talk
12 on the CE?

13 CHAIRMAN DEVLIN: Consultant
14 engineer?

15 MR. HILL: Mr. Smith, Mr. Claude
16 Smith.

17 MR. BOR: Yes, he's going to --

18 CHAIRMAN DEVLIN: He's discussing
19 something with Kelley real quick.

20 MR. HILL: Could we pull b and c and
21 just walk it back into closed session, please?
22 Because I did send you an email yesterday and I
23 wanted to talk to you about it.

24 CHAIRMAN DEVLIN: Absolutely.

25 MR. CLAUDE SMITH: Well, let me, let

1 me interject for a second here. We did actually --
2 and I appreciate what you're saying, Gary. We
3 actually did receive the proposals for the
4 engineering consultant.

5 MR. HILL: Right.

6 MR. CLAUDE SMITH: What I would like
7 to definitely do is to go through them and have a
8 discussion at the engineer's meeting which will be
9 next month.

10 MR. HILL: That's what I was going
11 to suggest.

12 MR. CLAUDE SMITH: Right, next
13 month. And then after actually going through it and
14 we actually make a decision, we can bring that back
15 to the Board in regards to a proposal.

16 MR. HILL: What must be done -- do
17 we need, Claude, do we need c right now? Maybe we
18 do; maybe we don't.

19 MR. CLAUDE SMITH: No, we don't
20 necessarily -- well, when you say "Do we need it
21 right now?", we still have to vet in regards to going
22 through --

23 MR. HILL: Right.

24 MR. CLAUDE SMITH: -- and at least
25 looking at --

1 MR. HILL: And reviewing --

2 MR. CLAUDE SMITH: -- all the
3 proposals that came in.

4 MR. HILL: We had four bids;
5 correct?

6 MR. CLAUDE SMITH: Yes, correct, we
7 had four bids.

8 MR. HILL: You just took the words
9 out of my mouth. I was going to suggest that we look
10 at that at engineering in two weeks or whenever that
11 is --

12 MR. CLAUDE SMITH: Correct.

13 MR. HILL: -- if it's possible if it
14 doesn't -- if it doesn't impede any of our work or
15 projects, which, of course, we're not doing a whole
16 lot of that.

17 MR. CLAUDE SMITH: Well, we could
18 not actually make any approvals or acceptance of
19 anything today because of the fact that we have not
20 reviewed them as yet.

21 MR. HILL: Okay, thank you. Then we
22 don't need -- we can pull those.

23 CHAIRMAN DEVLIN: Review?

24 MR. CLAUDE SMITH: The proposals
25 actually came in.

1 CHAIRMAN DEVLIN: For?

2 MR. CLAUDE SMITH: For engineering
3 consultant.

4 MS. BAILEY: But they haven't looked
5 at them.

6 CHAIRMAN DEVLIN: Who hasn't looked
7 at them?

8 MR. CLAUDE SMITH: Well, I know I
9 haven't looked at them as yet. Are you, are you --

10 CHAIRMAN DEVLIN: No, no, I'm just
11 curious. I thought -- the water main replacement,
12 was that looked upon?

13 MR. CLAUDE SMITH: That's something
14 different; that's c. We were talking about b.

15 CHAIRMAN DEVLIN: B. Well, Gary
16 said b and c.

17 MR. CLAUDE SMITH: Okay. Well --

18 CHAIRMAN DEVLIN: Do you want to
19 pull b and c, Gary?

20 MR. HILL: You can move forward --

21 MR. CLAUDE SMITH: Gary, no, no --

22 MR. HILL: -- with c probably,
23 Claude, and b we will discuss in engineering.
24 Correct?

25 MR. CLAUDE SMITH: Say that again.

1 Sorry, repeat that, please.

2 MR. HILL: I'm sorry. We can, we
3 can look at the bids at engineering as you suggested,
4 that's what I was going to suggest, to review them.
5 I've only looked at two of them so far -- well, two
6 and a half. And c, though, we can move forward on as
7 far as that project. Is that what you want to do?

8 MR. CLAUDE SMITH: That's correct.
9 Yes, we can actually make a decision today to accept
10 that.

11 CHAIRMAN DEVLIN: Okay.

12 MR. BOR: So b will be remanded to
13 engineering committee and brought to the agenda --

14 MR. HILL: Right.

15 MR. BOR: -- next month.

16 CHAIRMAN DEVLIN: Correct.

17 MR. HILL: Thank you.

18 MR. BOR: Thanks, Gary.

19 8c, Claude.

20 MR. CLAUDE SMITH: This is a
21 proposal that came in at the last Board meeting and
22 this has to do with water main replacement throughout
23 the City of Atlantic City.

24 MR. HILL: Right.

25 MR. CLAUDE SMITH: We're in a pretty

1 tight situation here in regards to doing or complying
2 with the Water Quality Accountability Act and at the
3 same time trying to keep our financials in order and
4 at the same time trying to comply with actually doing
5 the water main replacements or installations
6 throughout the city.

7 The City of Atlantic City is going
8 through several milling and repaving throughout the
9 city right now, and pretty much what we're doing with
10 this particular contract is piggybacking off of the
11 city, so there actually will be somewhat of a cost
12 savings of us by not absorbing all the milling and
13 paving that needs to be done on this particular work.

14 This, this portion is just the
15 engineering portion of it where the design and layout
16 will be done by the engineer.

17 MR. HILL: Right.

18 MR. CLAUDE SMITH: The construction
19 aspect of it, of course, is later on. I think the
20 estimated portion of the construction is about
21 \$400,000 or so for that particular work to be done.

22 I'm recommending that we should go
23 ahead with this because of the fact that once the
24 city actually does any milling or restoration of any
25 street in the City of Atlantic City they have a

1 five-year moratorium. That means you cannot go into
2 that -- well, you're not supposed to go into that
3 street within five years to do any particular type of
4 a construction installation.

5 MR. MILTON SMITH: I'm saying that
6 to be only -- if it's an emergency, that could be
7 overruled, but --

8 MR. CLAUDE SMITH: Well, the
9 moratorium is for any construction. If you're doing,
10 if you're doing a water -- I mean a water main
11 repair, then that's something completely different.

12 But I strongly recommend we continue
13 to take advantage of what the city is actually doing
14 and piggybacking off of what they're doing in regards
15 to the milling and paving because it will be a cost
16 savings to us in the long run despite the fact that
17 we are reevaluating our financials and our revenues,
18 but this is something that's very important to us,
19 period.

20 CHAIRMAN DEVLIN: Yeah. And that
21 gets --

22 MR. BOR: In that --

23 CHAIRMAN DEVLIN: I'm sorry, go
24 ahead.

25 MR. BOR: I'm sorry, Mr. Chairman.

1 Thank you.

2 In that connection, and as raised by
3 Commissioner Smith, there was a new executive order,
4 107, that Mr. Smith and Mr. Devlin and I reviewed on
5 exceptions. And one of the exceptions was utility
6 work.

7 MR. CLAUDE SMITH: Yes.

8 MR. BOR: And since the 107
9 executive order just used the word "utility work," I
10 construe that to mean that we can continue with our
11 replacements because that's utility work.

12 MR. HILL: Right.

13 MR. BOR: So I think we're on solid
14 footing there. Maybe Andy -- hopefully Andy agrees.
15 There would be no way the governor would exclude
16 working on something like water or sewer maintenance.

17 CHAIRMAN DEVLIN: They're working on
18 the boardwalk as we speak.

19 MR. BOR: Yeah. So --

20 CHAIRMAN DEVLIN: I don't think
21 they're going to give us a hard time. And another
22 thing that Mr. Smith educated me on is that, you
23 know, we're paying them to come here and set up. If
24 we tell them -- you know, we shut everything down,
25 we're going to pay extra for them to --

1 MS. BAILEY: Come again.

2 CHAIRMAN DEVLIN: -- come again, set
3 back up. So, you know, I -- I'm in support of
4 exactly what he said, let's continue to do this. We
5 do have Mr. Goloff here. He's going to speak on the
6 financial end of where we're at, but moving forward,
7 I think that's something that needs to be done.

8 MS. BAILEY: Yeah, I agree.

9 MR. CLAUDE SMITH: Well, this
10 resolution you have to vote on.

11 CHAIRMAN DEVLIN: Mr. Bor.

12 MR. BOR: So is there a motion on
13 8c, water main replacement?

14 MR. MILTON SMITH: Move it.

15 MR. HILL: I make the motion.

16 MR. MILTON SMITH: It's already
17 made.

18 MR. BOR: And you're seconding it,
19 Gar.

20 MR. HILL: I agree, I second it.

21 MR. BOR: Ms. Langford?

22 MS. LANGFORD: Yes.

23 MR. BOR: Ms. Bailey?

24 MS. BAILEY: Yes.

25 MR. BOR: Mr. Hill?

1 MR. HILL: Yes.

2 MR. BOR: Mr. Smith?

3 MR. MILTON SMITH: Yes.

4 MR. BOR: Mr. Devlin?

5 CHAIRMAN DEVLIN: Yes.

6 MR. BOR: Do you want to take Mike
7 out of order?

8 CHAIRMAN DEVLIN: Yeah, let's bring
9 Mike in because he's busy.

10 (Michael A. Goloff, CPA, enters the
11 conference room at 10:19 a.m.)

12 MR. BOR: Yeah. Before we move on
13 to 8d, the Chairman has asked me to move back to
14 essentially public participation only in connection
15 with Mr. Mike Goloff who's now present with us.
16 Mr. Goloff we spoke with earlier in the week, I guess
17 Mr. Smith, Mr. Devlin, and myself, regarding an issue
18 of revenue enhancement.

19 And some of you are already well
20 familiar with his work for the ACMUA and for other
21 utilities authorities around. He's going to give us
22 a short presentation on how he might be able to help
23 with the development of a new revenue stream.

24 CHAIRMAN DEVLIN: Fred, real quick.
25 What Mike has advised me, and I agree with him, is

1 right now we don't have a financial plan. Obviously
2 with COVID-19, moving forward we need a financial
3 analysis of where we're at now, where we're going to
4 be in six months, where we're going to be at 18
5 months, where we're going to be at two years. That's
6 real important. I think that's part of our mission.

7 And, also, you know, Mike has
8 extensive background with this MUA. He now has --
9 currently he's working alongside other guys at ACUA,
10 so I think he'll be a real asset to us moving forward
11 and some guidance, more and above that we have now.

12 MR. BOR: Yeah, it's really a
13 two-fold benefit to our Authority. One is, as
14 Mr. Devlin indicated, we really should know where
15 we're going in terms of revenue streams. It's very,
16 very important. Also, as Andy would agree, since
17 we've been in conversations with the State, it's also
18 important I think for the State to be aware of the
19 fact that this Board instead of just sitting still
20 and waiting for the casinos to open, we're being
21 proactive in terms of developing new revenue streams
22 and illustrating that we will keep it going here both
23 from the standpoint of operations and administration
24 and finance.

25 So, hopefully, the Board agrees with

1 that. I know Andy probably does because we've
2 discussed what we've got to do to show the State that
3 we're ready, willing, able, and capable of keeping
4 the ball going.

5 CHAIRMAN DEVLIN: And we're not
6 sitting on our hands.

7 MR. WEBER: I would agree with you
8 on that, Fred. There's a lot of hard decisions to
9 make. We need someone like Mr. Goloff to help us
10 with that.

11 CHAIRMAN DEVLIN: Mike.

12 MR. BOR: Mr. Goloff.

13 MR. GOLOFF: Okay. Good morning to
14 everybody who's here and on the telephone. I had the
15 pleasure of speaking with John and Fred, and I said
16 to them I think that at this point I've done about 40
17 PPP applications with some other things with the
18 COVID SBA loans that are available. And part of the
19 stuff that's available is also available to
20 government entities.

21 The problem at this point is that
22 they have requests that far exceed the amount of
23 money that's available. So I think what they're
24 trying to do now is they're trying to say, Okay, how
25 do we scale these things back so we can at least do

1 something for everybody that applies.

2 So what I was saying the other day
3 was, I think you need to get ahold of, at a minimum,
4 you know, where you are now cash wise, and I
5 understand that the cash flow is severely diminished.

6 CHAIRMAN DEVLIN: Correct.

7 MR. GOLOFF: And then, you know, see
8 what you can expect and then see what the actual
9 fixed costs are. And one of the fixed costs is going
10 to definitely be the employees and continuing to pay
11 them.

12 I know some private companies are
13 giving people reduced pay with the promise to catch
14 it up later and things of that nature. And you need
15 to really evaluate what you have, how long can you
16 go, and what's available. And what I started to do
17 also is, I started also to tell people cause, just
18 because of experience, as you do more you get more
19 comfortable with it and see what the realities are.

20 Not only I think should we be
21 applying potentially for any PPP help that we can do,
22 I think maybe because it's going to be much faster,
23 you might want to apply at the same time to whoever
24 the MUA does their banking with and say, Hey, can we
25 get a -- I don't know -- a half million,

1 three-quarters of a million, I don't know what the
2 number is at this point, but a line of credit so we
3 can draw on it as needed until we get the PPP or
4 other funds in place.

5 Within the last week, also, the
6 treasury has come out with a \$2.3 million
7 availability, but they don't have a plan yet. So I
8 actually got emailed from somebody who was -- they
9 have a large company, so they were asking to give
10 some input on what you think would be helpful to
11 people. And I got -- I was lucky enough to be able
12 to put a little input on that. And the first thing I
13 put in was a quick method for public agencies because
14 I know with private you got credit scores and all
15 those other things to consider, but public agencies
16 like this, once things are back to normal and the
17 water is flowing again, then you can start billing
18 again.

19 So I think organizations like this
20 should be treated a little more quickly and
21 efficiently and money get to them because, you know,
22 the other thing that you'd have to balance is, if you
23 were to lay people off and everybody applied for
24 unemployment today, they wouldn't see any money for
25 three or four weeks probably if things went quickly

1 because the system is overburdened and it's breaking
2 down. And they just announced in today's paper that
3 they're fixing some certain things.

4 So, you know, I can help with all
5 those things and I'd be happy to help. It's nice to
6 see some familiar faces, whether I give out turkeys
7 with you perhaps, or worked alongside of you many
8 moons ago, and to see some new faces or faces that I
9 know that weren't here when I was here last because I
10 think it's been at least 10 years, if not a little
11 bit longer. So I welcome the opportunity and I will
12 do my absolute best if you guys call on me to help.

13 CHAIRMAN DEVLIN: Anybody have any
14 questions for Mr. Goloff that he's here now?

15 MR. HILL: This is Gary Hill. I
16 just wanted to say that I know Mr. Goloff. I've
17 worked with him on many things. In all disclosure,
18 he's also a -- our vice president at MBC -- I'm
19 sorry, our treasurer of MBCA. But that is what I'm
20 saying. He has a very good reputation. He's been
21 our treasurer for over 30 years -- almost 30 years.
22 He's done an excellent and very professional job.
23 But I wanted to make sure I put that on the record.

24 CHAIRMAN DEVLIN: Thank you,
25 Mr. Hill.

1 MS. BAILEY: Thank you.

2 CHAIRMAN DEVLIN: Anybody else have
3 any questions for Mr. Goloff?

4 MR. BOR: Yeah, I do. And then
5 perhaps we can discuss something with Mr. Goloff
6 waiting outside.

7 The other thing I stressed to
8 Mr. Goloff in my last meeting with the chairman and
9 Mr. Goloff, we explained to him in detail the
10 wonderful job that Ms. Anita Thapa has been doing as
11 our in-house financial person, and we're assured by
12 Mr. Goloff, and we're satisfied, and I know Anita
13 will be, that his role is totally on the macro side,
14 what's going on outside and what he can bring in
15 because Anita is doing a tremendous job inside. And
16 our hope is if the Board approves you doing work for
17 us, that the two of you can get along, and I'm sure
18 you can.

19 MR. GOLOFF: Yeah, absolutely.

20 MR. BOR: Because everyone has got
21 the same goal in mind, making this Authority more
22 revenue positive.

23 MR. HILL: You know -- sorry. If
24 anybody looked at those numbers, even those scary
25 numbers, every month, so we need to move forward.

1 CHAIRMAN DEVLIN: Absolutely.

2 MR. GOLOFF: If I may, I work for
3 Linda Bazemore now over at ACUA and I have heard
4 nothing but wonderful things.

5 MR. BOR: Is she looking for a job?

6 MR. MILTON SMITH: She's the best
7 that we've ever had here.

8 MR. GOLOFF: She's excellent.

9 MR. BOR: We know that.

10 So the Board can consider this
11 further, Mr. Goloff, I can't speak for the Board,
12 we'll discuss it, but do you have an hourly rate that
13 you would be interested in receiving for this kind of
14 a benefit and then the Board can talk about it?

15 MR. GOLOFF: Well, I normally bill
16 150 an hour, but I'll just -- I'll drop it like to
17 125 if that's okay with the Board.

18 MR. BOR: I'm sure it will be. So
19 if you just step outside one moment so I can review
20 it with the Board, please.

21 CHAIRMAN DEVLIN: And close that
22 door, please, Mike.

23 MR. GOLOFF: Sure.

24 (Michael A. Goloff, CPA, leaves the
25 conference room at 10:27 a.m.)

1 MR. BOR: At the moment Mr. Goloff
2 is not present -- you okay, Milt?

3 MR. MILTON SMITH: Go ahead.

4 MR. BOR: -- and let's talk among
5 the Board and Mr. Smith. A hundred and twenty-five
6 is incredible, you know, for an hourly, but if he's
7 going to do that, my recommendation given the Board
8 is, as always, that we put it a not-to-exceed amount.

9 CHAIRMAN DEVLIN: Real quick.
10 Everybody can hear me? I did, I did have a
11 conversation with our acting executive director,
12 Mr. Smith, and he's of the understanding that we need
13 to start this like yesterday. Is that correct?

14 MR. CLAUDE SMITH: That's correct.

15 MR. HILL: Right.

16 CHAIRMAN DEVLIN: So we're kind of,
17 a little bit behind the eight ball. Whatever we do
18 decide today, I just think it should be enacted
19 immediately upon this vote and we'll get this ball
20 rolling. If it's not Mr. Goloff, if anybody has any
21 ideas of somebody else, whatever.

22 MR. HILL: I agree.

23 CHAIRMAN DEVLIN: Mr. Bor put "not
24 to exceed." I don't think right now is the time to
25 bring anybody on as far as an employee. I don't

1 think he wants to work as an employee, but I just
2 want to put that on the record.

3 \$125, yeah. Not to exceed, what do
4 you want?

5 MR. CLAUDE SMITH: Well, I guess you
6 have to determine pretty much how, how -- what length
7 of time are we going to actually be keeping him for
8 and probably somewhat determine what the monthly
9 might actually be based on what his, his actual
10 salary --

11 MR. MILTON SMITH: Can't you say the
12 duration, \$125 an hour for his duration?

13 MR. BOR: Or not to exceed.

14 MR. CLAUDE SMITH: I'm just talking
15 about how long are we going to actually go through
16 the financial analysis?

17 CHAIRMAN DEVLIN: And one of the
18 things we have to do is, too, is -- sorry.

19 MR. CLAUDE SMITH: Mh-hmm.

20 CHAIRMAN DEVLIN: Real quick -- I'll
21 jump right back -- is his bill needs to be reviewed.
22 I think in -- and prior to my time, and I see
23 Ms. Bailey shaking her head, we need to really from
24 all aspects review our bills.

25 And I don't know if you want to

1 review the bill or you want Anita to review the
2 bill -- I'm, I'm pointing to Mr. Bor -- but, you
3 know, we can't -- we have a -- I don't know if we
4 have a past practice, but we can't have a past
5 practice of just, Okay, oh, we got the bill, let's
6 sign it. We really need to go, you know, line item
7 by line item and review our bills coming in because
8 right now, you know, we're going to be pinching
9 pennies for a little bit.

10 MR. CLAUDE SMITH: We can do a
11 checks and balances, we definitely could do that
12 indoor -- in-house.

13 CHAIRMAN DEVLIN: Yes.

14 MR. CLAUDE SMITH: And also it could
15 be a second review by Mr. Bor based on what's
16 actually going to be presented to us.

17 MR. BOR: Yeah, thank you,
18 Mr. Smith. My opinion is we don't have that many
19 outside people because we have an attorney and now if
20 we approve Mr. Goloff. And the director has already
21 indicated that he'd like me to review outside
22 professionals' --

23 CHAIRMAN DEVLIN: That's correct.

24 MR. BOR: -- bills before Anita puts
25 them on the bills-to-be-paid docket, I'd be glad to

1 do so.

2 CHAIRMAN DEVLIN: And anybody else
3 that wants to join.

4 MR. BOR: Any anybody else that
5 wants to look at the bills, but I'd be glad to have
6 that oversight.

7 CHAIRMAN DEVLIN: You know, how
8 certain things were done in the past under the former
9 executive director was not satisfied -- I wasn't
10 satisfied with it. So I think moving forward, any
11 kind of invoices we have, I know Mr. Smith will be on
12 top of it more, but if you need any assistance from
13 our --

14 MR. CLAUDE SMITH: We do, we do do
15 the revisions, so it's a matter of, like you said,
16 who will be actually responsible for doing those
17 particular revisions.

18 Well, first and foremost, the
19 duration of this particular services that's going to
20 be rendered for us, are we talking about the rest of
21 the year or are we just talking about for the next
22 six months or until this COVID is actually over?

23 CHAIRMAN DEVLIN: Well, I think what
24 we -- we have an 18-month plan. I think we should
25 just do it as we do it. We'll do year to year, we'll

1 do a year contract --

2 MR. CLAUDE SMITH: Well --

3 CHAIRMAN DEVLIN: I mean, we're
4 going to need him for a year, let's, let's --

5 MR. CLAUDE SMITH: Okay.

6 CHAIRMAN DEVLIN: -- face facts.
7 After that year, let's, let's --

8 MR. CLAUDE SMITH: Determine whether
9 or not he'll actually continue.

10 CHAIRMAN DEVLIN: Right. So --

11 MR. BOR: Yeah. But even if he's a
12 year, he will be submitting, when he does, to Claude
13 and myself.

14 CHAIRMAN DEVLIN: That's right.

15 MR. BOR: And it could be that he's
16 got nothing to do one, two months, then he gets
17 billed nothing, that's it. Even if you do it, let's
18 say, for 50,000, a one-year contract, he may not earn
19 that 50.

20 MS. BAILEY: Right, right. But
21 that's why you're using that not-to-exceed amount.

22 CHAIRMAN DEVLIN: Correct.

23 MS. BAILEY: I'm sure the governor's
24 office will be looking for a not to exceed.

25 MR. BOR: That's a good point.

1 Ms. Bailey is exactly right.

2 CHAIRMAN DEVLIN: We do this all the
3 time on the school board side, not to exceed.

4 MR. BOR: You do a yearly plus not
5 to exceed.

6 CHAIRMAN DEVLIN: And as long as --
7 and he might just come in at 12,000 or 15,000, but I
8 don't want to sell him short and have to come here
9 with a change order and tie us up some more. So
10 allot him \$50,000.

11 MR. BOR: For one year?

12 CHAIRMAN DEVLIN: Not to exceed, for
13 one year, and then one year we'll come back and
14 revisit.

15 MR. BOR: Yeah. The most important
16 thing, and I think the whole new mantra, if you will,
17 of this Board and the new administration is
18 oversight, and we're now going to have that rather
19 than just have bills appear without any oversight.

20 So Mr. Smith and I will review what
21 his duties -- oh, Mr. Smith primarily review what
22 he's doing --

23 MR. CLAUDE SMITH: Correct.

24 MR. BOR: -- in consultation --

25 MR. MILTON SMITH: And report

1 back --

2 MR. BOR: -- with the chairman.

3 MR. MILTON SMITH: And report back
4 to the Board.

5 MR. CLAUDE SMITH: That's no problem
6 because of the fact we'd be on the front line
7 actually dealing with Mr. Goloff in regards to the
8 work that he's doing and we will know pretty much
9 what, what hourly rates were actually being billed
10 and the rate that the bills are.

11 CHAIRMAN DEVLIN: Any issues, let me
12 know, or problems, and I'll bring them back to the
13 Board.

14 MR. CLAUDE SMITH: I mean the,
15 the -- of course the first several months will be
16 accelerated because of the fact that, you know, we
17 have so much that we have to accomplish in a very
18 short time. So, you know, the first couple of months
19 you might see high bills and then afterwards it might
20 actually taper off based on the number of hours that
21 he's actually putting in.

22 So I don't disagree with the fact
23 not to exceed by a certain amount.

24 MR. BOR: And to do it for 125, I
25 think Amazon Prime drivers get paid 125.

1 CHAIRMAN DEVLIN: Yeah, that's a
2 bargain deal.

3 MR. BOR: So open -- any other
4 discussion about --

5 CHAIRMAN DEVLIN: Anybody have any
6 discussion regarding Mr. Goloff?

7 MR. BOR: And doing a one year, \$125
8 an hour, not to exceed 50,000.

9 CHAIRMAN DEVLIN: Just a little
10 background. He is an AC, Atlantic City, he has an
11 office in Atlantic City, so he's an Atlantic City guy
12 and he can be here on a moment's notice if we need
13 him to report to the Board. So we're not calling
14 North Jersey to have questions answered.

15 MR. BOR: No, we like local people
16 if we can.

17 CHAIRMAN DEVLIN: He's local.

18 MR. MILTON SMITH: All right, move
19 it.

20 MR. BOR: So I guess the motion -- I
21 don't have one written at all, I'll work with Kelley
22 to do it. The motion will be to -- is this -- does
23 he have a company name or is it --

24 CHAIRMAN DEVLIN: I think it's just
25 Michael Goloff --

1 MR. BOR: We can ask him when he
2 comes back --

3 CHAIRMAN DEVLIN: -- L.L.C.

4 MR. CLAUDE SMITH: I can ask --

5 MR. BOR: Yeah, find out his
6 company's name.

7 MR. CLAUDE SMITH: Mr. Goloff, do
8 you want to step back in?

9 (Michael A. Goloff, CPA, returns to
10 the conference room at 10:34 a.m.)

11 MR. WEBER: Can I ask --

12 MR. BOR: Yeah, I'm here.

13 MR. CLAUDE SMITH: We just want to
14 get the name of the company, that's all.

15 MR. GOLOFF: Michael A. Goloff --

16 MR. WEBER: Can I ask --

17 THE REPORTER: Wait, wait. Both of
18 you can't talk at the same time.

19 MR. CLAUDE SMITH: Okay, Gary.

20 CHAIRMAN DEVLIN: Gar, who --

21 MR. HILL: Yeah, I'm not talking.

22 MR. BOR: I think it was Andy.

23 CHAIRMAN DEVLIN: Andy, go ahead.

24 MR. WEBER: Yeah. Did he submit a
25 resumé?

1 CHAIRMAN DEVLIN: No.

2 MR. WEBER: Does he have one?

3 CHAIRMAN DEVLIN: I'm sure he has
4 one he'll submit to the Board, it's not a problem.

5 MR. GOLOFF: Sure.

6 MR. WEBER: Yeah, I would just
7 suggest, you know, having a resumé or something. We
8 all know who he is, but as you know, these bids may
9 be reviewed by others, so --

10 CHAIRMAN DEVLIN: Absolutely.

11 MR. WEBER: -- a resumé would be
12 helpful.

13 CHAIRMAN DEVLIN: We'll have him
14 submit something, keep it on file, but I think this
15 is something like an exigent circumstance, so.

16 MR. BOR: Yeah, what we can do --

17 MR. WEBER: Oh, no, no, I totally
18 agree. I totally agree.

19 MR. BOR: Yeah, what we can do,
20 Andy, if you'll agree, is if the Board is inclined to
21 approve this motion, we can ask Mr. Goloff to submit
22 his resumé within one week, distribute it to anybody.
23 If anybody has an issue, we can just revisit it next
24 meeting.

25 MR. GOLOFF: No problem.

1 MR. WEBER: I would just prefer a
2 complete file --

3 MR. BOR: I agree with you.

4 MR. WEBER: -- that's all.

5 CHAIRMAN DEVLIN: Absolutely.

6 MR. BOR: I agree.

7 CHAIRMAN DEVLIN: Do you have an
8 L.L.C., Mr. Goloff?

9 MR. GOLOFF: I do not.

10 CHAIRMAN DEVLIN: So it's just --

11 MR. BOR: In your name?

12 MR. GOLOFF: I'm a sole proprietor.

13 MR. BOR: Okay.

14 CHAIRMAN DEVLIN: Sole proprietor.

15 MR. BOR: So the motion before the
16 Board --

17 CHAIRMAN DEVLIN: Just one second.
18 Do you want him in the room while we're doing this?

19 MR. BOR: Yeah.

20 CHAIRMAN DEVLIN: Okay.

21 MR. CLAUDE SMITH: So it's Michael
22 A. --

23 MR. GOLOFF: Michael A. Goloff, CPA.

24 MR. BOR: So the motion will be for
25 the appointment of Michael A. Goloff for a period of

1 one year at the rate of \$125 an hour, not to exceed
2 \$50,000. And his work to be reviewed by both the
3 chairman, director, and myself. And if that's
4 acceptable to Mr. Goloff?

5 MR. GOLOFF: Sounds good.

6 MR. BOR: He's announcing in open
7 session that's acceptable. And if it is to the
8 Board, let's hear a motion.

9 MR. MILTON SMITH: Move it.

10 MR. HILL: Second.

11 MR. BOR: Ms. Langford?

12 MS. LANGFORD: Yes.

13 MR. BOR: Ms. Bailey?

14 MS. BAILEY: Yes.

15 MR. BOR: Mr. Hill?

16 MR. HILL: Yes.

17 MR. BOR: Mr. Smith?

18 MR. MILTON SMITH: Yes.

19 MR. BOR: Mr. Devlin?

20 CHAIRMAN DEVLIN: Yes.

21 MR. BOR: Okay. I'll prepare the
22 written resolution, and I guess you're now with
23 Mr. Smith.

24 CHAIRMAN DEVLIN: Welcome aboard.

25 MR. BOR: Welcome aboard.

1 MR. CLAUDE SMITH: Do you have a
2 card?

3 MR. GOLOFF: Yes.

4 MR. BOR: Thank you.

5 CHAIRMAN DEVLIN: Thank you,
6 Mr. Goloff.

7 MR. BOR: The silence is only
8 because Mr. Goloff is giving some of his
9 confidentials to Mr. Smith for contact purposes.

10 MR. GOLOFF: Thank you to the Board
11 and everybody else here, thank you.

12 MR. BOR: Okay, thank you. You're
13 welcome.

14 (Michael A. Goloff, CPA, leaves the
15 conference room at 10:36 a.m.)

16 MR. BOR: Now, the next resolution
17 is 8d. This resolution based upon what occurred on
18 March 30th and thereafter when the interim director
19 then appointed Mr. Smith as acting executive
20 director. There was a discussion, I believe in
21 personnel, that he should have a raise from his
22 present salary to be more consistent with his duties
23 and responsibilities as acting executive director.
24 So the agreed-upon amount at personnel, I guess --

25 CHAIRMAN DEVLIN: Was a \$20,000

1 increase.

2 MR. BOR: It was a \$20,000 raise.
3 So we're asking the Board to approve --

4 CHAIRMAN DEVLIN: And we're asking
5 Mr. Smith to do his previous title and the acting
6 director title.

7 And, by the way, I reviewed this
8 salary bump with the CO, Mr. Rob Long, and he was --

9 MR. BOR: Oh, okay.

10 CHAIRMAN DEVLIN: -- very ecstatic
11 that we're saving quite a bit of money.

12 MR. BOR: So essentially Mr. Smith
13 will be doing two jobs, but in that connection he and
14 I speak almost every day, and because I'm pretty
15 familiar with the administrative end of this
16 Authority, I've been helping Mr. Smith, I'm sure
17 he'll agree, and we now have cell phone exchanges,
18 and even though he has two hats, I'm here to help him
19 wherever he needs my input.

20 MR. HILL: He'll do okay with two
21 hats.

22 MR. BOR: What's that?

23 MR. HILL: He'll do okay with two
24 hats.

25 MR. BOR: I know he will.

1 MR. CLAUDE SMITH: How about four.

2 MS. BAILEY: I'd like to make a
3 motion that we move Resolution 8d.

4 CHAIRMAN DEVLIN: I'll second it.
5 I'll second that.

6 MR. BOR: It's 8d.

7 MS. BAILEY: Mh-hmm.

8 MR. BOR: And there's a second.

9 Ms. Langford?

10 MS. LANGFORD: Yes.

11 MR. BOR: Ms. Bailey?

12 MS. BAILEY: Yes.

13 MR. BOR: Mr. Hill?

14 MR. HILL: Yes.

15 MR. BOR: Mr. Smith?

16 MR. MILTON SMITH: Yes.

17 MR. BOR: Mr. Devlin?

18 CHAIRMAN DEVLIN: Yes.

19 MR. BOR: Next, we move on to new
20 business.

21 We have two unnecessaries to appear.
22 I don't have the usual input that Mr. Ward had
23 regarding whether it's been corrected. Do you have,
24 Mr. Smith?

25 MR. CLAUDE SMITH: These have

1 actually been reviewed by my staff, and Anita has
2 actually reviewed them as well, too, and she's
3 satisfied pretty much with the amounts of the
4 rebates.

5 MR. BOR: Okay. So hopefully the
6 members of the Board and labor counsel heard
7 Mr. Smith indicate that the staff has reviewed the
8 eligibility of 9a(1) and (2) for their abatements,
9 unnecessary to appear.

10 And that being the case, any
11 discussion? If not, anyone want to move on those?

12 CHAIRMAN DEVLIN: Motion.

13 MS. BAILEY: Second --

14 MR. MILTON SMITH: Second.

15 MR. BOR: Ms. Langford?

16 MS. LANGFORD: Yes.

17 MR. BOR: Ms. Bailey?

18 MS. BAILEY: Yes.

19 MR. BOR: Mr. Hill?

20 MR. Hill: Yes.

21 MR. BOR: Mr. Smith?

22 MR. MILTON SMITH: Yes.

23 MR. BOR: Mr. Devlin?

24 CHAIRMAN DEVLIN: Yes.

25 MR. BOR: Okay, 9b. Where is 9b?

1 CHAIRMAN DEVLIN: 9b is the acting
2 deputy executive.

3 MR. BOR: I don't have my
4 resolution. You got it, Claude, 9b?

5 MR. MILTON SMITH: 9b?

6 CHAIRMAN DEVLIN: B, B.

7 MR. BOR: Do you have it, Claude?

8 MR. CLAUDE SMITH: I think she meant
9 to put acting deputy executive director.

10 MR. BOR: Mr. Devlin, do you want to
11 be heard on procedurally how to go with this? This
12 is the one for, you know, Kevin and --

13 CHAIRMAN DEVLIN: Okay, all right.
14 So moving forward, the personnel committee
15 discussed -- I guess we could have talked about this
16 in personnel, but we discussed on our organizational
17 chart there was a vacant position. It hasn't been
18 filled in numerous years; prior to me being on the
19 Board.

20 So with that being said, when we
21 promoted Mr. Smith to acting executive director, one
22 of the things he did say is he will, you know, he
23 will definitely need some assistance from that
24 position that was unfilled.

25 With that being said, we did request

1 resumés from two individuals, Kevin and Mr. Mancuso.
2 We discussed them both, we interviewed them both.
3 Mr. Smith put in his -- the executive director put in
4 his recommendation, and that was with Nicholas
5 Mancuso. We'd have to do a salary adjustment to his
6 moving forward.

7 MR. BOR: Well, it's a two-step
8 process. First the Board will be asked for
9 discussion, and then a vote on whether the position
10 of deputy executive director will be filled by
11 Mr. Mancuso or Kevin. Once that's done, then there
12 will have to be a salary adjustment that we discussed
13 at personnel. But first we have to have the Board
14 vote on who they want to fill that position.

15 MS. BAILEY: Question.

16 CHAIRMAN DEVLIN: Yes?

17 MS. BAILEY: Neither one of these
18 gentlemen are union; correct?

19 CHAIRMAN DEVLIN: No.

20 MR. CLAUDE SMITH: Correct, they're
21 all administrative.

22 CHAIRMAN DEVLIN: Now, I'll just say
23 something because I'm on the forefront of this.
24 Again, my, my sole duty here is to give Mr. Smith
25 everything he needs, all the tools in his toolbox for

1 him to be successful. And I want to say again, you
2 know, we, we stuck him in there at like a moment's
3 notice when everything went down. He never
4 complained. So I kind of like put in his seat what
5 he wanted to move forward with, who he wanted
6 surrounding himself with, and the assistant to him
7 would be doing a lot of the legwork out at the plant
8 and in the yard, on the street, which would relieve
9 him of certain duties because, like I said earlier,
10 he would still be in charge of engineering and being
11 the acting executive director.

12 So I don't have an opinion; I don't
13 really know these gentlemen. I hear stories about
14 them both. Their resumés are very similar. With
15 that being said, Mr. Smith did say he was more
16 comfortable having Mr. Mancuso under him, and I'm
17 going to support Mr. Smith with anything he needs.

18 So everybody vote their conscience.
19 I don't have a horse in the race. The only horse I
20 have in the race is making his life easier because
21 he's made my life easier. And moving forward, you
22 know -- and the, and the personnel committee both --
23 interviewed both, and we suggested -- and Mr. Smith
24 is next to me -- Mr. Mancuso.

25 So everybody vote their conscience.

1 If Andy has anything to say, you know, I like the
2 transparency, I like opinions, and I'm open for
3 feedback.

4 MR. BOR: Well, we did have
5 transparency at personnel because --

6 MR. MILTON SMITH: May I interject
7 for one second?

8 MR. BOR: I'm sorry, Mr. Smith.

9 MR. MILTON SMITH: The license Kevin
10 has is supposed to be more than what...

11 MR. CLAUDE SMITH: He has a W-4
12 license, I think, and Nick has a W-3.

13 MR. MILTON SMITH: Well, I'm saying,
14 does that have to be a difference? I mean, what's --

15 CHAIRMAN DEVLIN: We discussed that,
16 and I think Mr. Mancuso's already applying for the 4.
17 And he's, you know, in the process of getting 4. So
18 I think there is a --

19 MR. MILTON SMITH: Comparable.

20 CHAIRMAN DEVLIN: It's comparable,
21 and there's also a time period the State is going
22 to -- and that's if Kevin decides to leave. Kevin is
23 still employed here. So, I mean, he's not leaving as
24 far as I know, but if he decides, we have a grace
25 period through the State of New Jersey for

1 Mr. Mancuso to come up to that one more level then.

2 MR. MILTON SMITH: All right, that
3 was my concern. You answered my concern because I
4 know he's a little more licensure.

5 CHAIRMAN DEVLIN: We spoke about it
6 in depth.

7 MR. MILTON SMITH: I'm inclined to
8 agree with you.

9 CHAIRMAN DEVLIN: We discussed it.

10 MR. MILTON SMITH: I like Mancuso.

11 MR. BOR: The other thing at
12 personnel --

13 MR. MILTON SMITH: I mean for the
14 position, excuse me.

15 MR. BOR: Yeah. The other thing at
16 personnel is that we had both gentlemen, Kevin and
17 Nick, in to speak orally to present their positions
18 and their views and their input for transparency
19 sake. So they both appeared in person.

20 CHAIRMAN DEVLIN: Yes, they both
21 appeared in person, they both gave interviews, they
22 both gave resumés.

23 MR. BOR: Yeah. So resumé,
24 interview, and in-person discussion regarding the
25 position so that the record is clear that this wasn't

1 an in-house decision. It was a very transparent and
2 open and lively discussion, I may add.

3 CHAIRMAN DEVLIN: And, again, you
4 know, guys, I would definitely take more time to do a
5 search, but since we're in exigent circumstances, we
6 kind of, you know, forced this one in front of the
7 Board a little quicker than I would like. But
8 understanding, you know, our circumstances and our
9 environment, I just think we need to act on this
10 quickly.

11 MR. BOR: So there would be --

12 MR. MILTON SMITH: Are we good,
13 Andy?

14 MR. WEBER: Yeah, and I also
15 wouldn't mind adding, I know someone mentioned about
16 the T-3 and 4. Yeah, that is relevant, but I think
17 the most important thing is what the acting executive
18 director feels. And so I would agree with the
19 chairman that the support with the executive director
20 is the most critical. And if he feels as though one
21 is going to be more supportive to him than the other,
22 I think that that is very important.

23 MR. MILTON SMITH: Totally agree
24 with it.

25 CHAIRMAN DEVLIN: Do you want to

1 speak?

2 MS. BAILEY: No.

3 CHAIRMAN DEVLIN: Mr. Smith, do you
4 have anything to say?

5 MR. CLAUDE SMITH: Pretty much you
6 have summed it up, summed up all of it. I'm in
7 agreement pretty much with every decision that
8 actually you do make, but in regards to pretty much
9 what was presented, I'm on board.

10 MR. BOR: Okay. So it's a
11 multilevel vote. The first vote we'll take on
12 Mr. Mancuso. If he doesn't succeed by a majority,
13 then we'll move on to Mr. Jordan.

14 So the first vote has to be a motion
15 whether to elevate Nick Mancuso from his present
16 position to acting, not permanent, acting deputy
17 executive director.

18 MS. BAILEY: Motion.

19 MR. BOR: Is there a second?

20 MR. MILTON SMITH: Second.

21 MR. BOR: Ms. Langford?

22 MS. LANGFORD: Yes.

23 MR. BOR: Ms. Bailey?

24 MS. BAILEY: Yes.

25 MR. BOR: Mr. Hill?

1 MR. HILL: Yes.

2 MR. BOR: Mr. Smith?

3 MR. MILTON SMITH: Yes.

4 MR. BOR: And Mr. Devlin?

5 MR. DEVLIN: Yes.

6 MR. BOR: Okay. There's no need
7 then for a vote on Mr. Jordan.

8 Now, with regard to salary, this was
9 discussed also extensively, and the recommendation of
10 personnel, and I have, you know, other members who
11 were there with me alongside of me now, is that if
12 Mr. Mancuso was successful in being appointed deputy,
13 he should get a salary increase, but it was our
14 feeling for a multitude of reasons we can discuss
15 that his increase should still be somewhat lower than
16 Mr. Jordan.

17 CHAIRMAN DEVLIN: Honestly, you
18 know, I thought about that.

19 MR. BOR: Yeah.

20 CHAIRMAN DEVLIN: I think they
21 should be the same. It's about an \$1100 difference.

22 MS. BAILEY: Yeah.

23 CHAIRMAN DEVLIN: And I know
24 you're going -- I knew you were going to say
25 something because on our level, we have some

1 directors that are getting close to supervisors --

2 MS. BAILEY: Salary compression
3 issues.

4 CHAIRMAN DEVLIN: Right. So we
5 don't want to get in that kind of thing, but I just
6 think -- I knew we were thinking about bringing him
7 in at like a hundred, and I think Kevin makes 102 --

8 MR. BOR: Yeah.

9 CHAIRMAN DEVLIN: -- it's less than
10 \$2,000. I think they should be on the same page,
11 especially because Mr. Smith and us are going to work
12 on our organizational chart.

13 And anybody that didn't get the
14 existing organizational chart, please let me know,
15 I'll get it to you. But moving forward, I think that
16 that organizational chart is going to change and
17 they're going to be on the same level. So if it's
18 just a matter of a little bit over a thousand
19 dollars, let's keep them at the same pay rate unless
20 anybody else has any --

21 MR. CLAUDE SMITH: Don't forget,
22 don't forget, this is actually temporary as well.

23 CHAIRMAN DEVLIN: Yeah, absolutely.
24 Thank you, absolutely.

25 MR. CLAUDE SMITH: So just want to

1 make sure that we're all aware of that; that this is
2 not something that's actually permanent.

3 CHAIRMAN DEVLIN: That's correct.

4 MR. CLAUDE SMITH: We're actually
5 trying to work out the kinks in regards to keeping in
6 tune with what's actually going on and at least keep
7 the company be actually operational. So this is a
8 temporary thing, and we're just doing it in the best
9 interest of the company right now.

10 CHAIRMAN DEVLIN: Right, absolutely,
11 good point. And moving forward I think that, you
12 know, they should be on the -- especially because my
13 view is that they'll be working together and not one
14 above the other, so.

15 MR. MILTON SMITH: But just
16 something to think about, I don't think Kevin is
17 going to stay. That's just my personal opinion.

18 CHAIRMAN DEVLIN: Well, that's his
19 prerogative. And if he, you know, if he decides to
20 walk away, it's okay.

21 MS. BAILEY: Send me a new
22 organizational chart.

23 CHAIRMAN DEVLIN: Yes. You need
24 one?

25 MS. BAILEY: Yes.

1 CHAIRMAN DEVLIN: Absolutely.

2 MR. CHEATHAM: (Mr. Cheatham
3 indicates.)

4 CHAIRMAN DEVLIN: Mr. Cheatham, yes,
5 sir?

6 MR. CHEATHAM: I don't have no
7 chart. I don't even know what you're talking about.

8 CHAIRMAN DEVLIN: I apologize.
9 There was an organizational chart disseminated at the
10 personnel committee.

11 MR. CHEATHAM: You know, sometimes I
12 feel like a stepchild. I don't know if --

13 CHAIRMAN DEVLIN: Well, don't. You
14 should -- you know what, I felt like a stepchild,
15 too, because that organizational chart was just given
16 to me last year and I've been on the board for like
17 14 or 15 months, so.

18 Mr. Ward was -- prior to his
19 stepping out gave me one, so I feel like a stepchild,
20 too. So if it wasn't disseminated to the whole
21 Board, I apologize. I'm still cleaning up a couple
22 of matters that Mr. Ward left --

23 MR. BOR: Ward, not Mr. Bor.

24 CHAIRMAN DEVLIN: Mr. Bor -- Bor,
25 Ward. Mr. Ward left us with some untied strings, so,

1 you know, it really isn't my duty as chairman to
2 disseminate that, but I will absolutely get that to
3 you both, please, and it should be, honestly --

4 MR. MILTON SMITH: Everybody should
5 get it.

6 CHAIRMAN DEVLIN: That should be,
7 you know, that should be information that everybody
8 on this Board is entitled to, end of story. And I'll
9 get that.

10 And then, Mr. Smith, can you please
11 let Kelley know to disseminate the organizational
12 chart.

13 MR. CLAUDE SMITH: Correct.

14 CHAIRMAN DEVLIN: And also do the
15 salary guide for all employees, too, to have her --
16 not the salary guide, the pay, the pay scale for
17 everybody. I had a list of it. Can she disseminate
18 that?

19 MR. CLAUDE SMITH: The same thing
20 that you received?

21 CHAIRMAN DEVLIN: Yes, sir.

22 MR. CLAUDE SMITH: Okay.

23 CHAIRMAN DEVLIN: Thank you. I
24 apologize if I wasn't using the correct terminology.

25 MR. BOR: So we need a motion on the

1 approval of the salary increase.

2 CHAIRMAN DEVLIN: Yes, a motion on
3 bringing the salary up to what Kevin makes. I don't
4 have the exact numbers.

5 MR. BOR: Was it 102?

6 MR. CLAUDE SMITH: I don't have the
7 exact number either. Anita would more have that.

8 CHAIRMAN DEVLIN: Yeah. Well, let's
9 do it roughly.

10 MR. BOR: Well, we believe it's 102,
11 give or take in the hundreds, I think.

12 MR. CLAUDE SMITH: Yes.

13 CHAIRMAN DEVLIN: And he's making
14 roughly 87,000.

15 MR. BOR: And presently he's making
16 87. So I'll be asking the Board to make a motion on
17 approval of an increase to 102, and if it's slightly
18 different, Anita will inform us --

19 CHAIRMAN DEVLIN: Yeah.

20 MR. BOR: -- and we'll make the
21 adjustment retroactive.

22 CHAIRMAN DEVLIN: And with, with --
23 also, too, is he's going to stepping up working with
24 Mr. Smith and also performing his old job duties, so
25 we're getting two for one from him as well.

1 MR. BOR: Yeah.

2 CHAIRMAN DEVLIN: And on top of
3 everything, this is all acting until the smoke
4 clears.

5 MR. HILL: Okay. I'll make --

6 MR. BOR: Yeah, unless they're doing
7 double duties, that's fine.

8 Yeah, Gary, what was that?

9 MR. HILL: I'm making the motion to
10 move that, move forward.

11 MR. MILTON SMITH: Second.

12 MR. BOR: Ms. Langford?

13 MS. LANGFORD: Yes.

14 MR. BOR: Ms. Bailey?

15 MS. BAILEY: Yes.

16 MR. BOR: Mr. Hill?

17 MR. HILL: Yes.

18 MR. BOR: Mr. Smith?

19 MR. MILTON SMITH: Yes.

20 MR. BOR: Mr. Devlin?

21 CHAIRMAN DEVLIN: Yes.

22 MR. BOR: 9b is approved. And I'll
23 instruct Kelley how to fill in the blanks there.

24 CHAIRMAN DEVLIN: What's this
25 outside labor counsel?

1 MR. BOR: Now, on the outside labor
2 counsel, the issue actually was raised by Anita
3 several months ago after I finished the Sakai versus
4 ACMUA litigation. Thankfully it ended in our favor
5 and the matter has been dismissed. But Mr. Sakai put
6 us through almost a year of aggravation, and the
7 Board in previous years has allowed me to bill for
8 outside litigation as long as it was outside the
9 scope of my duties as Authority solicitor.

10 For example, I was paid previously
11 on the Yellowbird matter, the OPRA matters that we
12 fought, but we never had a fixed rate. So I reverted
13 to an old, old rate to give input to Mr. Devlin,
14 which was \$110 plus costs.

15 We then reached out, I believe
16 Mr. Devlin did, and I did to other authorities. I
17 believe he --

18 CHAIRMAN DEVLIN: Well, I reached
19 out to the PBA, what their legal rate is; I reached
20 out to the school board rate and what their rate
21 was -- the school board solicitor, what their rate
22 was; and I reached out to the City of Atlantic City
23 and see what their rate was and what was comparable.

24 And the reason this came about is
25 because since Mr. Ward has left, we've received

1 numerous invoices from outside attorneys, which I
2 wasn't even aware, and I'm sure the Board is not
3 aware, that we were doing business with. Okay?

4 With that being said, some of the
5 rates were over \$300. Do you have an exact rate on
6 what Mr. --

7 MR. BOR: Well, Mr. Frino was
8 billing at 395 an hour.

9 CHAIRMAN DEVLIN: So we have almost
10 \$400 an hour. I know -- and I have emails, I did my
11 due diligence. I'm sure it's on the minutes. I
12 spoke to Mr. Ward before he left on, on Board
13 business, asking him what the rate was. I have
14 emails to back me up. He said that there wasn't an
15 outside rate.

16 Speaking to Mr. Riley, who is at --
17 what is he at?

18 MR. BOR: Two-twenty-five.

19 CHAIRMAN DEVLIN: Two-twenty-five an
20 hour, he was told that Bruce implemented that. I
21 have emails to say the contrary where Bruce said he
22 did not implement it.

23 So with that moving forward, I'm
24 doing my due diligence. I think we should have a set
25 rate, a set outside rate for any special counsel or

1 any outside counsel moving forward, and it should be
2 in the area of like \$150 an hour.

3 Hold on. I want to bring up the
4 rates because they were emailed to me real quick.
5 The board of education is \$160 an hour. The PBA, the
6 legal fund for the police department, is \$150 an
7 hour. So, I mean, do you want to stick with one -- I
8 think 150 is a fair number for what we do here. I
9 think 160 is a little low for the PBA, but that's my
10 own opinion.

11 So I think moving forward \$150 an
12 hour, you know, for special or any outside counsel,
13 you know, or if we have to bring an expert in or
14 something, we're at \$150. That's all we can afford.
15 If they don't want that, it's just like anything
16 else, they can move on, move forward doing something
17 else.

18 MR. BOR: Well, let me add, if I
19 may, as a matter of discussion. As far as I'm
20 concerned, the occasions where I go outside the scope
21 of what I have to do for my authority is maybe every
22 couple of years. So this is not a new aspect to how
23 I get paid. Before the Sakai matter, the last matter
24 I think was that OPRA lawsuit we had a couple of
25 years ago. So this is a very rare occurrence, but it

1 was essentially Anita who needed something from the
2 Board so I can be paid for that Sakai case. And
3 going forward we're going to try, I guess, to use
4 this as our outside counsel rate.

5 Now, as far as Mr. Riley is
6 concerned, he was approved last month at 225, so we
7 should not interfere with that.

8 CHAIRMAN DEVLIN: No, just here
9 forward.

10 MR. BOR: So his should stay while
11 his pending contract is still that, at that 225
12 because that's already approved by this Board last
13 month or the month before.

14 CHAIRMAN DEVLIN: That's correct.

15 MR. BOR: So this new hourly rate
16 would not apply to his present contract.

17 MS. BAILEY: So based on the way the
18 resolution is written, the Sakai matter, you have not
19 been paid for yet. Correct?

20 MR. BOR: No, I have not.

21 MS. BAILEY: Okay. So we would be
22 paying you for that at 150 as well?

23 MR. BOR: Yeah.

24 MS. BAILEY: When approved, \$150 an
25 hour?

1 MR. BOR: If approved, I then submit
2 an invoice for Sakai, and hopefully there's none
3 going forward. But, again, Mr. Riley's contract will
4 stand because we've already approved it.

5 And it would also apply to Andy.
6 Although, Andy, you very rarely have outside
7 litigation matters; right? Very rare.

8 MR. WEBER: Knock on wood.

9 MR. BOR: Yeah.

10 MR. WEBER: Knock on wood you're
11 right.

12 MR. BOR: Okay, sounds good.

13 MR. HILL: A question?

14 MR. BOR: Yeah.

15 MR. HILL: All right. And I talked
16 to the chairman a little bit about this. He brought
17 up this issue about past outside counsel that
18 apparently they think we still owe. How are we going
19 to address that? Do we have a plan to see -- I mean
20 that's -- I don't ever, maybe I'm getting old, I
21 don't remember us approving those rates for
22 Mr. Frino. I mean, I have nothing against Mr. Frino;
23 I don't know the man. I'm just saying I don't
24 remember unless other Board members remember doing
25 that.

1 MR. MILTON SMITH: Well, Gary, I was
2 chair, and I don't remember any of that.

3 MR. HILL: Right.

4 MR. MILTON SMITH: I don't remember
5 us okaying anybody to get 300 or \$295.

6 MR. HILL: That goes away against, I
7 know you, in particular, Mr. Smith. I don't know
8 what we do about that. I'm not sure if we can do
9 anything about it.

10 MR. MILTON SMITH: Well, we've got
11 the solicitor here, let's listen to his advice.

12 CHAIRMAN DEVLIN: So what I did,
13 moving forward, is I spoke with our special counsel,
14 Mr. Riley. Part of his duties were, you know, is to
15 investigate special issues. So I spoke to Mr. Bor
16 and Mr. Smith regarding this because we're still
17 receiving legal invoices up to the tune of like
18 \$35,000 for one month from outside solicitors.

19 With that being said, I have
20 instructed Mr. Riley, of course, you know, with the
21 vote of the Board, to investigate the solar matter.
22 It seems like nobody knows about it -- what we paid;
23 what we need to pay; where we're at with that.
24 There's also a consulting company looming around out
25 there regarding that. What other matters?

1 MR. CLAUDE SMITH: Bond counsel as
2 well, too.

3 CHAIRMAN DEVLIN: Oh, bond counsel,
4 you know, we're still -- and also the FAA matter. We
5 were still receiving legal bills from George Frino
6 after we retained and voted on and were paying
7 Riley & Riley. So stuff like that, these -- this
8 legal, these invoices, need to be investigated. We
9 have to open up an investigation regarding such.

10 So I instructed Mr. Riley, and, of
11 course, with the advice of Fred and with the advice
12 of our executive director, to open an investigation.
13 As a matter of fact, he's here today. He came here
14 8:30 this morning to start that investigation.

15 MS. BAILEY: I have a question.

16 CHAIRMAN DEVLIN: Ms. Bailey.

17 MS. BAILEY: Is there any paper
18 trail -- as we move resolutions, and we've been
19 moving resolutions as long as I've been here, is
20 there any paper trail regarding Mr. Frino's salary?

21 MR. BOR: May I, please?

22 MS. BAILEY: Mh-hmm.

23 MR. BOR: Once Mr. Ward retired and
24 Mr. Smith and I both were in the office trying to
25 make some sense out of many, many, many files that

1 made no sense, but one of them that I found was one
2 for Mr. Frino.

3 Apparently in October 2018, I
4 believe it was, the Board approved a resolution for
5 Mr. DeCotiis's firm for \$50,000 to review RFPs for
6 the solar. I don't know why you'd get a lawyer to
7 review RFPs for the solar, but the problem wasn't so
8 much the approval of the 60,000, it was the failure
9 to approve what the hourly rate would be not to
10 exceed it.

11 Now, we've taken the unprecedented
12 step in my eleven years here of -- with Mike
13 Goloff -- of saying to him, yes, you have a ceiling
14 of 50, but it's at a certain hourly rate. We never
15 did that before.

16 MS. BAILEY: Okay.

17 MR. BOR: So we were just paying
18 bills not to exceed, but we didn't know what the
19 bills were. So I pulled Mr. Frino's account
20 regarding the review of RFPs, which I don't even know
21 what that is, and I saw that his billing for his work
22 was 395 an hour, so no wonder it was 60 real fast.

23 So I think if the Board agrees,
24 we're now going to have more oversight with
25 Mr. Riley, as the chairman just suggested, and I

1 reviewing things; that we just can't let people just
2 bill. And we've taken the first step today because
3 we've allowed Mr. Goloff not to exceed, but also
4 included in the resolution what his hourly fee must
5 be so we don't have another 395 an hour like we had
6 for Frino for a long period of time.

7 MR. CLAUDE SMITH: Let me just
8 interject for a second.

9 MR. BOR: Yeah.

10 MR. CLAUDE SMITH: Whether or not
11 you have engineering proposals or you have attorney
12 proposals and so forth, they will give you a rate
13 within that particular proposal.

14 MR. HILL: Right.

15 MR. CLAUDE SMITH: It's up to you as
16 the company to decide whether or not if, if the
17 project falls outside of the scope of the work
18 basically, if that particular work actually applies
19 to you and if you're going to pay that particular
20 rate.

21 Of course, attorneys' fees is
22 completely different. Engineers, you know, you have
23 a contract, the contract is actually service based on
24 what is actually provided in that particular
25 contract, not necessarily going outside of the

1 contract. But the scenario with the attorney fees is
2 that they always have and will have a rate, an hourly
3 rate, whether or not it's their self or their
4 subordinate.

5 MR. BOR: Going forward.

6 MR. CLAUDE SMITH: Right. But what
7 I'm saying is that if they provide you with a
8 proposal, that rate should be in that particular
9 proposal. What we have to actually establish or
10 standardize basically right now I'm saying is when we
11 put those RFPs out for any particular type of outside
12 solicitor or so forth that the rate that we will be
13 paying is a certain amount and it's not going to
14 exceed a certain amount based on the services that
15 they will be providing.

16 MR. BOR: Okay. What we're doing
17 today for the very, very first time --

18 MR. CLAUDE SMITH: Right.

19 MR. BOR: -- during my tenure --

20 MR. CLAUDE SMITH: I'm just saying
21 going forward.

22 MR. BOR: -- we've included in the
23 not to exceed what the hourly rate has to be within
24 that.

25 MR. CLAUDE SMITH: Correct.

1 MR. BOR: And we've done that with
2 Mr. Goloff now.

3 CHAIRMAN DEVLIN: And every
4 entity -- and Ms. Bailey will back me up -- every
5 entity we've ever been a part of, there's always
6 been --

7 MS. BAILEY: An hourly rate.

8 CHAIRMAN DEVLIN: -- an hourly rate.
9 The PBA, the City of Atlantic City, me and her on the
10 school district, and it used to be low, but then it
11 was -- you know, we brought it in front of the board
12 and brought it up to whatever it is now, 160, which
13 is lower than -- at one point it was something else,
14 but it was lowered.

15 But it was, it was agreed upon here,
16 you know, not, not by an attorney; you know, it's our
17 decision.

18 MR. CLAUDE SMITH: Correct, you're
19 right.

20 (Michael E. Riley, Esquire, returns
21 to the conference room at 11:03 a.m.)

22 CHAIRMAN DEVLIN: So moving
23 forward -- Mr. Smith, did you have a question for
24 Mr. Riley?

25 MR. MILTON SMITH: No, I just want

1 to say that -- I don't know how he kept it a secret
2 of what the attorneys was getting when I was chair
3 because I certainly didn't allow him just to go
4 overboard to have a free, a freehand at paying these
5 people. And I'm still in the dark, and it's probably
6 my ignorance that made that happen, so I take part of
7 the blame on that.

8 CHAIRMAN DEVLIN: Well, I think, you
9 know, not just on the salaries or not just on hourly
10 rates, I think this whole solar thing being -- you
11 know, if, if Mr. Smith is in the dark basically on
12 the solar thing, that's another reason why I
13 appointed our special counsel to investigate it, and
14 that's why he's here and he's been here since 8:30.

15 MS. BAILEY: But going back to
16 Mr. Hill's -- this is Pat -- going back to Mr. Hill's
17 original question, we're not going to pay them
18 anything until this investigation is over; correct?

19 CHAIRMAN DEVLIN: Michael.

20 MR. RILEY: Well, I think we need to
21 take a long look. I spent some time this morning,
22 about an hour or so this morning going over the
23 files, and there are areas that are obvious concerns.
24 And it may be recordkeeping. It may be something as
25 benign as that; it may not be. And to come to any

1 conclusions or going deeper at this point until we've
2 had a chance to break -- there's basically three jobs
3 that we're looking at: The FAA material, PPA stuff,
4 and also the bond counsel.

5 CHAIRMAN DEVLIN: Correct.

6 MR. RILEY: And there's -- sometimes
7 there are invoices that cross, and what I need to do,
8 and I've talked to Kelley about it, she would like to
9 get Claude's permission, to take those files with me
10 back to the office, break it all out into those three
11 categories so we see when authorization was offered
12 by the Board and what happened after that.

13 But right now it's -- I can't really
14 give you an answer except that there are concerns
15 there.

16 MS. BAILEY: But legally we're okay
17 not to pay until all of this is done?

18 MR. RILEY: I think we have to look
19 at the fundamental issue of what authorizations, what
20 legal authorizations existed to have those payments
21 in the first place.

22 MS. BAILEY: Okay.

23 MR. RILEY: And they may be there,
24 and I may have to talk with Anita and go through a
25 bunch of stuff with her. But right now, you know, I

1 only spent like an hour looking at them, so I can't
2 really tell you.

3 MR. BOR: Yeah, a lot of the bills
4 have already been paid.

5 MS. BAILEY: Oh, okay. Okay, okay,
6 okay.

7 MR. MILTON SMITH: Yeah, some of the
8 bills have been paid.

9 MR. BOR: I guess Mr. Smith was
10 suggesting could we recoup them, and I highly doubt
11 that.

12 MS. BAILEY: Yeah.

13 CHAIRMAN DEVLIN: And at the end of
14 the day, too -- I spoke to Anita. Anita was saying
15 that -- I said, Well, who told you to, you know, pay
16 these?

17 Oh, Mr. Ward told me to pay them.

18 Anything to that extent, I mean I
19 get you have, you know, there's bills that need to be
20 paid, and, you know, but, you know, to get an invoice
21 for 35,000 plus and just to say, Hey, pay that, you
22 know, that's something we need to discuss with our
23 special counsel who's assigned to that -- who I
24 personally assigned to that, so.

25 MR. BOR: Well, and during my tenure

1 as city solicitor, we had a lot of outside counsel.
2 And I believe our rate -- sometimes I wish I still
3 had Irv with me; he was a great assistant city
4 solicitor -- I think it was 150 or less.

5 CHAIRMAN DEVLIN: It's 150 right
6 now.

7 MR. BOR: Something like that, yes.

8 MS. BAILEY: Okay.

9 MR. BOR: So I think we're right in
10 the ballpark based upon John's research and mine.

11 MS. BAILEY: Do we need to move --

12 MR. BOR: So let's do -- we have to
13 move 9c.

14 MS. BAILEY: Okay, motion.

15 CHAIRMAN DEVLIN: I'll second that.

16 MR. BOR: Ms. Langford?

17 MS. LANGFORD: Yes.

18 MR. BOR: Ms. Bailey?

19 MS. BAILEY: Yes.

20 MR. BOR: Mr. Hill?

21 MR. HILL: Yes.

22 MR. BOR: Mr. Smith?

23 MR. MILTON SMITH: Yes.

24 MR. BOR: Mr. Devlin?

25 CHAIRMAN DEVLIN: That's yes.

1 MR. BOR: Yes.

2 Now, on 9d --

3 CHAIRMAN DEVLIN: I'm pulling that.

4 MR. BOR: -- the chair has asked
5 that to be pulled for one month since we're in the
6 process with Mr. Goloff of analyzing issues that may
7 pertain to Mr. Randolph's reassignment, that that be
8 at least pulled a month so we can have the
9 presentation based upon Mr. Goloff's input as well as
10 the new organizational chart that's being prepared.

11 MR. CLAUDE SMITH: You're pulling
12 both 9d and e.

13 MR. MILTON SMITH: Hmm?

14 CHAIRMAN DEVLIN: That's correct --
15 oh, wait a minute. No, e stays on. That was prior.
16 We want to move forward with that one.

17 MR. CLAUDE SMITH: Oh, sorry.

18 MR. BOR: We're only pulling 9d(1)
19 for a month.

20 CHAIRMAN DEVLIN: 9d(1).

21 MR. BOR: 9d(1).

22 CHAIRMAN DEVLIN: Yes, sir.

23 MR. BOR: Right, to get Mr. Goloff's
24 input and see the newly revised organizational chart
25 that's going to happen. We just want consistency

1 around here, and we think that's appropriate to do it
2 that way. So 9d will be pulled for a month.

3 And 9e, Mr. Smith, do you want to
4 discuss with the Board why we're doing that, the
5 resolution that's in front of them?

6 CHAIRMAN DEVLIN: Which one?

7 MR. CLAUDE SMITH: 9e.

8 MR. BOR: Regarding Ed Jones.

9 MR. CLAUDE SMITH: 9e, Ed Jones,
10 assistant manager, water treatment plant. Apparently
11 there was previous discussions in regards to bringing
12 Mr. Jones' salary up to the level of Mr. Mancuso
13 because of the fact that they were second in command
14 in regards to the plant manager, and, of course, here
15 as well, too, in terms of the distribution manager,
16 and they were both licensed individuals.

17 Mr. Jones is currently making -- and
18 I don't have his salary, to tell you the truth.

19 CHAIRMAN DEVLIN: Well, it's,
20 it's --

21 MR. BOR: I confirmed the numbers
22 for the increase is to eighty-six-seven.

23 MR. CLAUDE SMITH: Eighty-six-seven,
24 correct.

25 MR. BOR: And according to -- I

1 guess I spoke to Debbie yesterday or someone, the
2 effective date should be April 19th --

3 MR. CLAUDE SMITH: Right.

4 MR. BOR: -- which is on the next --

5 MR. CLAUDE SMITH: The next pay,
6 that would be actually coming right up.

7 MR. BOR: And I did confirm those
8 numbers yesterday, I guess, with Debbie.

9 CHAIRMAN DEVLIN: Was there a
10 resolution prior to me being chair and prior to
11 Mr. Ward leaving? Was there a resolution to bring
12 him up to the pay? Because I read something before.
13 I don't have it on me.

14 MR. CLAUDE SMITH: There was
15 discussions. Whether or not there was an actual
16 resolution I cannot confirm it, but there were
17 discussions prior.

18 CHAIRMAN DEVLIN: No problem.
19 Listen, I know it was a change of like less than
20 \$2,000. It's just a fair, right thing to do.
21 Mr. Ward before he left agreed to do it and it just
22 never happened.

23 MR. BOR: It's only a \$2,000
24 difference.

25 CHAIRMAN DEVLIN: And I will say,

1 and I spoke to Ms. Bailey, and I wholeheartedly agree
2 with her, moving forward before we get in, and I'm
3 sorry, Michael Goloff's report, where our financial
4 being is right now, that we suspend and do a hiring
5 freeze and any kind of adjustment freeze outside of,
6 you know, something that's exigent because we don't
7 know where we're at; we don't know where we're going
8 to be. I just think it -- you know, I wouldn't be
9 doing my due diligence as the chairman if we don't
10 put a cease to all these working out of title
11 promotions.

12 I just think that that should be the
13 last one, and that one was only -- I only agreed to
14 it because that's been pending for a few months and
15 there's been discussion for a few months. But moving
16 forward I just think that we need to do our due
17 diligence, and when I report back to the DCA, I think
18 that's something he would want to hear.

19 I mean, Ms. Bailey, do you agree?

20 MS. BAILEY: I agree.

21 MR. BOR: That's part of the reason
22 for Mr. Randolph.

23 CHAIRMAN DEVLIN: That's correct.

24 MR. MILTON SMITH: But we're still
25 going to have that next month on Mr. Randolph?

1 CHAIRMAN DEVLIN: Well, it's -- at
2 this point, look, it's tabled.

3 MR. MILTON SMITH: I'm saying --

4 CHAIRMAN DEVLIN: I'm waiting on --
5 yeah, it's tabled at this point. We're going to
6 review Mr. Randolph's -- I'm sorry, Mr. --

7 MS. BAILEY: Goloff.

8 CHAIRMAN DEVLIN: -- Goloff's
9 report, and he may come back and say, Hey, there's 10
10 positions that need to be eliminated or broken down.
11 I don't know. I'm not a financial guy, but --

12 MR. MILTON SMITH: So we're saying
13 we're going to cease hiring anyone.

14 CHAIRMAN DEVLIN: That's correct.

15 MR. MILTON SMITH: Put a freeze on
16 hiring.

17 CHAIRMAN DEVLIN: That's correct.

18 MR. BOR: Well, the other issue
19 is --

20 MR. MILTON SMITH: I totally agree
21 with that.

22 MR. BOR: -- in regard to what does
23 he do. Now --

24 CHAIRMAN DEVLIN: Is what?

25 MR. CLAUDE SMITH: "In regards to

1 what does he do," he said.

2 CHAIRMAN DEVLIN: Yeah. And, again,
3 you know, I hate to put more on your table that you
4 do, let me know. Because I'm kind of in the dark
5 about that, and, you know, if he's not doing enough,
6 I know you've got some plenty of stuff around this
7 place to get done, please, please make sure everybody
8 is staying busy.

9 MR. CLAUDE SMITH: Correct.

10 MR. MILTON SMITH: What was your
11 first comment?

12 MR. CLAUDE SMITH: I'm not sure what
13 you're saying.

14 MR. MILTON SMITH: What was your
15 comment?

16 MR. CLAUDE SMITH: In regards to?

17 MR. MILTON SMITH: Was it Randolph
18 or...

19 CHAIRMAN DEVLIN: Yes, it was in
20 regards to his job title.

21 MR. CLAUDE SMITH: He asked me, he
22 said -- I just said what does he do. He actually did
23 report to Mr. Ward.

24 CHAIRMAN DEVLIN: Right. So it's,
25 you know, something new that you're discovering.

1 MR. CLAUDE SMITH: Correct.

2 CHAIRMAN DEVLIN: You know, keep us
3 posted. You know, obviously he reports to you now,
4 and I'm sure you'll keep him busy until the point we
5 decide to eliminate that position or to dissolve it
6 or to add duties to it. I don't know yet. We have
7 to wait to hear from our financial.

8 MR. BOR: Yeah, I think what -- if I
9 just may elaborate briefly, right now the issue of
10 Mr. Randolph is being tabled based upon the
11 reorganization and the issue of new hires and what
12 everybody is doing that the chairman just mentioned,
13 but in the interim it's my understanding that as
14 outside coordinator there's really no role --

15 MR. CLAUDE SMITH: Outreach, it's
16 outreach, outreach coordinator.

17 MR. BOR: And he reports to
18 Mr. Smith. Mr. Smith will just work with him to give
19 him other assignments as appropriate.

20 CHAIRMAN DEVLIN: Right.

21 MR. BOR: There is no outside
22 coordination right now.

23 MR. CLAUDE SMITH: No, there is not.

24 CHAIRMAN DEVLIN: So --

25 MR. BOR: Mr. Smith --

1 CHAIRMAN DEVLIN: -- do your due
2 diligence, whatever needs to be done that he's
3 capable of doing.

4 MR. CLAUDE SMITH: We'll work with
5 it as best as we can.

6 CHAIRMAN DEVLIN: Good answer.

7 MR. BOR: So we need a motion on
8 9c(1) to increase the salary of Mr. Jones.

9 MR. MILTON SMITH: Move it.

10 MS. BAILEY: Second.

11 MR. BOR: And there is a second.

12 Ms. Langford?

13 MS. LANGFORD: Yes.

14 MS. BOR: Ms. Bailey?

15 MS. BAILEY: Yes.

16 MR. BOR: Mr. Hill?

17 MR. HILL: Yes.

18 MR. BOR: Mr. Smith?

19 MR. MILTON SMITH: Yes.

20 MR. BOR: Mr. Devlin?

21 CHAIRMAN DEVLIN: Yes.

22 MR. BOR: Okay. F is the report of
23 the search committee. We have all three members
24 present. It's only beginning, so if there's not
25 much -- perhaps, Mr. Devlin, you're the chair of it,

1 so.

2 (Michael E. Riley, Esquire, leaves
3 the conference room at 11:14 a.m.)

4 CHAIRMAN DEVLIN: Real quickly, we
5 established a committee, myself, Miss Nynell, and
6 Ms. Bailey is alternate, and Andy Weber is going to
7 oversee our committee. We're all experienced in a
8 lot larger committees than this, but we do appreciate
9 having a legal advisor.

10 And I've been in discussion with
11 Mr. Weber, and I'll just say that, you know, right
12 now we're working on job titles, job duties,
13 certifications, and stuff like that. And we will be
14 adding and we'll be subtracting, that's my thought
15 process.

16 So Ms. Bailey knows -- me and her
17 sat on many, many crazier committees and longer
18 hours, so I think this is going to be -- I don't
19 think it's going to be as difficult as the ones we
20 were previously on.

21 But moving forward, I did talk to
22 Andy yesterday; right, Andy? About --

23 MR. WEBER: Yes.

24 CHAIRMAN DEVLIN: We're working on a
25 job description at this point. He's going to

1 disseminate it to us and then we'll look at it. So I
2 know we have a 90-day window, but I, I wholeheartedly
3 think and I know it's going to take longer than that
4 just from my experience on committees.

5 And what's going to make it harder
6 is we can't do face-to-face interviews, so we got to
7 get creative as far as -- as long as this COVID-19 is
8 around. So that's going to put another cog in the
9 wheel.

10 So, again, we're moving forward
11 diligently and I'm happy where Andy's at and we'll
12 get -- we'll be reporting back to the whole Board
13 once we get moving on it more.

14 MR. BOR: All right. G is leave of
15 absence. Mr. Smith, do you have information on that?

16 MR. CLAUDE SMITH: Just the two
17 individuals, Jean Valeus and Abdur Williams. Abdur
18 is slated to probably come back at the end of this
19 particular month. Of course, Jean Valeus is still
20 out on Workers' Comp. As a matter of fact, Andy,
21 we've been in some discussion in regards to pretty
22 much whether or not that individual will be able to
23 return to work based on the sedentary scenario of his
24 work abilities. So that's something that will have
25 to be done in the next couple of days; right, Andy,

1 in regards to the letter that's being sent out?

2 MR. WEBER: Yeah, there's a letter.
3 Yeah, there's a final letter that Debbie and I have
4 prepared which will be going out to that particular
5 gentleman in the next day or two.

6 CHAIRMAN DEVLIN: Thank you.

7 MR. BOR: Do we need a resolution on
8 that?

9 MR. CLAUDE SMITH: No.

10 MR. BOR: Okay. So they're listed
11 as Resolutions 9g, but we do not need to vote on
12 those.

13 H is the contract extensions.

14 CHAIRMAN DEVLIN: Do we just --

15 MR. CLAUDE SMITH: Just for the --
16 oh, just for the -- sorry, just for the, yeah, the
17 leave of absence, yes, you do.

18 MR. BOR: We do?

19 MR. CLAUDE SMITH: Yeah. I think
20 you've done it in the past; right?

21 MR. BOR: If we've done it in the
22 past, let's just vote it.

23 CHAIRMAN DEVLIN: Motion.

24 MR. BOR: So it's a motion to
25 approve g, leave of absence for Jean Valeus and Abdur

1 Williams. Is there a motion?

2 CHAIRMAN DEVLIN: Motion.

3 MS. BAILEY: Second.

4 MR. BOR: Ms. Langford?

5 MS. LANGFORD: Yes.

6 MR. BOR: Ms. Bailey?

7 MS. BAILEY: Yes.

8 MR. BOR: Mr. Hill?

9 MR. HILL: Yes.

10 MR. BOR: Mr. Smith?

11 MR. MILTON SMITH: Yes.

12 MR. BOR: Mr. Devlin?

13 MR. DEVLIN: Yes.

14 MR. BOR: G(1) and (2) approved.

15 H, Mr. Smith.

16 MR. CLAUDE SMITH: Janitorial
17 services. Our contract for janitorial services
18 actually expires in the month of June, and as opposed
19 to going out for an additional -- no, sorry. As
20 opposed to going out for bids to renew contracts, we
21 within the public, public contract laws we can
22 actually extend the contracts for a year or two
23 whether or not it's a one or two-year period or a one
24 two-year period.

25 The contract was extended last year

1 for one, one-year period, so we're going to go ahead
2 and extend it for another year, and then after that
3 we'll put it out for bid. But this is just for us to
4 actually extend the contracts --

5 CHAIRMAN DEVLIN: Do you have a --

6 MR. CLAUDE SMITH: -- at the same,
7 at the same costs.

8 CHAIRMAN DEVLIN: Do you have a
9 total cost for that?

10 MR. CLAUDE SMITH: Both, both --
11 well, one is actually about \$12,000, and the other is
12 about --

13 CHAIRMAN DEVLIN: A year?

14 MR. CLAUDE SMITH: Yes. And the
15 other is about 11.

16 CHAIRMAN DEVLIN: Didn't we put a
17 change order for the COVID cleaning?

18 MR. CLAUDE SMITH: Yes, there's a
19 change order on here for the COVID cleaning,
20 that's i.

21 CHAIRMAN DEVLIN: Oh, I didn't see
22 it.

23 MR. CLAUDE SMITH: It's on here for
24 that.

25 CHAIRMAN DEVLIN: I mean sitting

1 here, I like everything to go out RFP or Q, but --

2 MR. CLAUDE SMITH: It's actually
3 below the bid threshold. You don't, probably don't
4 necessarily have to put it out for bid.

5 CHAIRMAN DEVLIN: I just like for my
6 peace of mind and I like to sleep good at night, I
7 always like to say when I go into forums I put
8 everything out on RFP or RFQ, but I'll leave it to
9 you.

10 MR. CLAUDE SMITH: It did -- it was
11 actually put out for bid. As long as they're
12 maintaining the same costs, the same price, nothing
13 changes, then we're in good shape.

14 CHAIRMAN DEVLIN: Mr. Director, I
15 will follow you accordingly.

16 MR. CLAUDE SMITH: Okay, very good.

17 MR. BOR: So a motion for contract
18 extensions for h(1) and (2).

19 MR. MILTON SMITH: I don't
20 understand. Are they doing additional work for the
21 virus?

22 CHAIRMAN DEVLIN: That's the next
23 one.

24 MR. BOR: That's the next one.

25 MR. MILTON SMITH: Okay, all right.

1 Move it.

2 CHAIRMAN DEVLIN: Second.

3 MR. BOR: Ms. Langford?

4 MS. LANGFORD: Yes.

5 MR. BOR: Ms. Bailey?

6 MS. BAILEY: Yes.

7 MR. BOR: Mr. Hill?

8 MR. HILL: Yes.

9 MR. BOR: Mr. Smith?

10 MR. MILTON SMITH: Yes.

11 MR. BOR: Mr. Devlin?

12 CHAIRMAN DEVLIN: Yes.

13 MR. BOR: Now, the i, as Mr. Smith
14 will explain now, is for the extra service as a
15 result of the COVID.

16 CHAIRMAN DEVLIN: Is that the same
17 company?

18 MR. MILTON SMITH: Yeah.

19 MR. CLAUDE SMITH: This is one of
20 the companies. We have two separate companies that
21 actually do janitorial services. For this particular
22 property we have G.Q. Maintenance that actually does
23 janitorial services, and for the plant we have
24 Triple D. So they're two different companies. The
25 additional services that was actually rendered for

1 the emergency cleaning was actually done by G.Q.
2 Maintenance.

3 Of course, the initial, I guess,
4 permission or approval was given by Mr. Ward for them
5 to do that, the first week of cleaning, and it was
6 for \$800. Apparently he -- when I say "he," the
7 owner of G.Q. had conversations with Mr. Ward in
8 terms of continuing on a weekly basis on the
9 weekends. And those particular services were
10 rendered at \$800 per cleaning or whatever that --
11 whatever was actually being rendered I can't tell you
12 because I did not have that conversation with that
13 individual.

14 CHAIRMAN DEVLIN: Right.

15 MR. CLAUDE SMITH: But, anyway, the
16 cost was \$800 for every cleaning that he did which
17 was on the weekend. And that particular amount of
18 cleaning was actually four cleanings, a total of five
19 total, and, of course, that particular resolution is
20 for \$3200.

21 CHAIRMAN DEVLIN: For the year?

22 MR. CLAUDE SMITH: No, no.

23 CHAIRMAN DEVLIN: That's just for
24 that --

25 MS. BAILEY: For four weekends.

1 MR. CLAUDE SMITH: That's just for
2 four cleanings on the weekend.

3 MR. HILL: Oh, my word.

4 MR. CLAUDE SMITH: And that's
5 related to the COVID-19 protocols.

6 CHAIRMAN DEVLIN: A little price
7 gouging there.

8 MS. BAILEY: Yeah.

9 CHAIRMAN DEVLIN: Well, let me ask
10 you this. What is it moving forward? Is it still
11 800 --

12 MR. CLAUDE SMITH: Right now -- I'm
13 sorry, I didn't mean to cut you off. Right now
14 that's been, that's been stopped until we decide or
15 determine pretty much what our protocols and what our
16 plans will be in regards to how individuals will
17 actually comply with COVID-19 in-house. Right now
18 we're not accepting any customers in, so we don't
19 necessarily need that particular -- do that
20 particular type of cleaning.

21 More than likely individuals have
22 taken responsibilities for their own office location
23 or their own location where they're actually doing
24 any particular work. We just have to see about how
25 we're going to supply individuals or employees with

1 supplies for cleaning their areas.

2 We do have an individual that's
3 working from within the yard that comes up, that
4 comes upstairs or comes into the administrative
5 office and do some additional cleaning as well. So
6 we can actually do quite a bit in-house as opposed to
7 contracting this out.

8 CHAIRMAN DEVLIN: So we don't need i
9 is what you're saying or is i in the past?

10 MR. CLAUDE SMITH: No, no, i is for
11 what's already been done.

12 CHAIRMAN DEVLIN: Okay.

13 MR. BOR: So we're just approving
14 \$800?

15 MR. CLAUDE SMITH: No, no, you're
16 approving \$3200.

17 CHAIRMAN DEVLIN: Well, it was 800
18 every weekend that he was here.

19 MR. CLAUDE SMITH: Right.

20 CHAIRMAN DEVLIN: We'll take it on
21 the chin.

22 MR. CLAUDE SMITH: That's for Change
23 Order Number 2.

24 MR. BOR: So you're saying we have
25 in-house people that might be able to do a lot of

1 that?

2 MR. CLAUDE SMITH: We'll have to
3 develop a plan. Our plan is -- going forward I think
4 our plan should be that because of the fact that we
5 do not have customers coming in, and, of course,
6 upstairs is isolated from downstairs in regards to
7 people coming upstairs. We only have the person
8 that's actually doing the mail run and things of that
9 nature that might be coming upstairs. But each
10 individual can be responsible for their own work
11 spot. Okay?

12 CHAIRMAN DEVLIN: Yes.

13 MR. CLAUDE SMITH: And we just have
14 to make sure that we can supply the materials to do
15 so. We might have an individual that comes from the
16 operations staff in terms of the labor, persons
17 coming into the administrative area and cleaning
18 certain things down on a daily basis.

19 So we don't necessarily need to
20 bring in someone I think on a, on a -- maybe on a
21 weekly basis right now. It might be a month. It
22 depends on how things actually move forward, but I
23 think that would be something that we'll further
24 discuss.

25 MR. MILTON SMITH: Well, I would

1 suggest Randolph, utilize Randolph.

2 CHAIRMAN DEVLIN: I mean if he's got
3 nothing else to do.

4 MR. MILTON SMITH: I'm just saying.

5 MS. BAILEY: I have a question.

6 Who's supplying the masks and the different things
7 that the employees need?

8 MR. CLAUDE SMITH: We are supplying
9 the masks and gloves. And let me, let me further
10 elaborate on that because as we all do know there is
11 a shortage on masks. We have received gloves. We
12 have several boxes of gloves that we've been
13 supplying to our employees, not in -- not within the
14 administrative building and stuff, but, of course,
15 individuals that are more --

16 MS. BAILEY: On the street.

17 MR. CLAUDE SMITH: -- on the outside
18 or on the street, and, of course, the plant.

19 We are diligently looking for face
20 shields -- not "face shields" --

21 MS. BAILEY: Face coverings, yeah.

22 MR. CLAUDE SMITH: -- face masks as
23 much as we can. Again, we talk about price gouging.
24 Yes, price gouging is actually out there. You're
25 paying probably about three, four dollars per maybe a

1 N95 mask if you can actually get it. And that's a
2 bulk supply as well, too. Okay? You're talking
3 about 50, 50 per box or so. So we are still looking
4 to see if we can actually get that. As a matter of
5 fact, I just gave that order to our secretary this
6 morning in regards to just continue looking as much
7 as we can.

8 Now, cleaning supplies is something
9 that we have to start looking for as well, too.
10 Okay? Again, that's also a shortage on cleaning
11 supplies. So no matter how you go about it, there's
12 a shortage overall. Okay?

13 MS. BAILEY: Mh-hmm.

14 CHAIRMAN DEVLIN: Very good.

15 MS. BAILEY: Thank you.

16 CHAIRMAN DEVLIN: Thank you.

17 MR. CLAUDE SMITH: All right.

18 CHAIRMAN DEVLIN: Anything else?

19 MR. BOR: Did we approve that? We
20 didn't vote on that one yet.

21 CHAIRMAN DEVLIN: Motion to pay
22 that.

23 MR. BOR: It will be a motion on i,
24 the emergency cleaning service.

25 Is there anybody to move it?

1 MS. BAILEY: No.

2 MR. CLAUDE SMITH: Did you do a
3 motion?

4 MS. BAILEY: No, we didn't do any
5 motion.

6 MR. MILTON SMITH: Move it. We got
7 to pay it.

8 MS. BAILEY: We got to pay it, I
9 know.

10 MR. MILTON SMITH: Move it.

11 CHAIRMAN DEVLIN: I'll second it. I
12 don't want to, but.

13 MS. BAILEY: Yeah.

14 MR. BOR: Under --

15 MS. BAILEY: Under duress.

16 MR. BOR: Under duress.

17 Ms. Langford? Ms. Langford?

18 MS. LANGFORD: Abstain.

19 MR. BOR: Okay. Ms. Bailey?

20 MS. BAILEY: Oh, God. I'm with you,
21 Nynell. No.

22 MR. BOR: So there's a no for
23 Ms. Bailey.

24 MS. BAILEY: Mh-hmm.

25 MR. BOR: Mr. Hill?

1 MR. HILL: Ahh, we have to...

2 CHAIRMAN DEVLIN: We have to do it
3 at the end of the day.

4 MR. BOR: They already did the work.

5 CHAIRMAN DEVLIN: Yeah.

6 MR. HILL: They did the work; right?

7 CHAIRMAN DEVLIN: Yes.

8 MR. HILL: Okay, yes.

9 MR. BOR: Mr. Smith?

10 MR. MILTON SMITH: Yes.

11 MR. BOR: Mr. Devlin?

12 CHAIRMAN DEVLIN: Yes.

13 MR. BOR: With the two nos noted,
14 the resolution passes.

15 CHAIRMAN DEVLIN: Miss Nynell
16 abstained.

17 MR. BOR: Abstained, excuse me.
18 Okay, the meter replacement for
19 Garrison.

20 MR. CLAUDE SMITH: Oh, for Harrah's
21 Casino Hotel and for Caesars Hotel. Our manager,
22 operations manager, which was Kevin Jordan, we had a
23 discussion a few weeks ago in regards to some meters
24 that -- some larger meters that are within the casino
25 properties that were actually being estimated on a

1 consistent basis.

2 The window of opportunity actually
3 provided itself, of course, with the casinos actually
4 being closed, and, of course, no one actually being
5 in the casinos right now, it gave us that window of
6 opportunity where we can actually replace those
7 meters so we can get an actual reading on those
8 particular meters because of the fact that they've
9 been estimated for quite some time.

10 We did reach out to Garrison and
11 they were available, and as a matter of fact we're,
12 we're doing that right now because of the fact of the
13 importance of actually exchanging out these large
14 meters -- or replacing these large meters so we can
15 get better, better efficient readings on these meters
16 and for billing purposes as well.

17 That price is for 10,000 and --
18 10,600, is it?

19 MS. BAILEY: 10,250 and then you
20 have a tax of 679.

21 MR. CLAUDE SMITH: Yeah, right, it's
22 10,250. Right, we pay no tax. So, therefore, that
23 particular resolution should be for the -- yeah,
24 \$10,250, correct. Thank you.

25 MR. BOR: Is there a motion --

1 MR. MILTON SMITH: Move it.
2 MR. BOR: -- on j(1) for Garrison
3 Enterprises?
4 CHAIRMAN DEVLIN: Second.
5 MR. HILL: I make a motion.
6 MR. BOR: Okay -- thank you, Gary.
7 Ms. Langford?
8 MS. LANGFORD: Yes.
9 MR. BOR: Ms. Bailey?
10 MS. BAILEY: Yes.
11 MR. BOR: Mr. Hill?
12 MR. HILL: Yes.
13 MR. BOR: Mr. Smith?
14 MR. MILTON SMITH: Yes.
15 MR. BOR: Mr. Devlin?
16 CHAIRMAN DEVLIN: Yes.
17 MR. BOR: Monthly bills, motion.
18 CHAIRMAN DEVLIN: I'll make a
19 motion.
20 MR. MILTON SMITH: Second.
21 MR. BOR: Ms. Langford?
22 MS. LANGFORD: Yes.
23 MR. BOR: Ms. Bailey?
24 MS. BAILEY: Yes.
25 MR. BOR: Mr. Hill?

1 MR. HILL: Yes.

2 MR. BOR: Mr. Smith?

3 MR. MILTON SMITH: Yes.

4 MR. BOR: Mr. Devlin?

5 CHAIRMAN DEVLIN: Yes.

6 MR. BOR: Since the DCA has directed
7 me or whoever's running the meetings, there shall be
8 no executive session until further notice by the DCA,
9 so if that concludes our business, is there a motion
10 to adjourn?

11 CHAIRMAN DEVLIN: Real quick before
12 we adjourn. Mr. Smith, can you give us a report how
13 we're doing collecting money?

14 MR. CLAUDE SMITH: Anita would be
15 the best person actually to do that for you right
16 now.

17 CHAIRMAN DEVLIN: Okay.

18 MR. CLAUDE SMITH: In regards to --
19 you mean in terms of how we're, how we're collecting
20 moneys right now?

21 CHAIRMAN DEVLIN: Well, obviously --

22 MR. CLAUDE SMITH: Of course with,
23 with -- of course, because of the fact that, of
24 course, we're not receiving any customers, we have
25 installed a drop box outside of the door. So

1 customers still have the opportunity of actually
2 paying online, sending in by check -- or mailed in by
3 check, and at the same time individuals who like to
4 come in and pay their bills in-house or at the
5 location, they can drop it in the box and we pull
6 that on a daily basis.

7 CHAIRMAN DEVLIN: How about if John
8 Devlin wants to pay by his credit card, do we have
9 the ability to accept credit cards?

10 MR. CLAUDE SMITH: Yes, we do have
11 that.

12 CHAIRMAN DEVLIN: How do we do that?

13 MR. CLAUDE SMITH: You can do that
14 online.

15 CHAIRMAN DEVLIN: We do that online?

16 MR. CLAUDE SMITH: Online, you can
17 do that online.

18 MS. BAILEY: Isn't there -- there's
19 a -- if you go online for the water company, there's
20 actually a link.

21 MR. CLAUDE SMITH: Right. You
22 mean -- oh, within our site, within our site, our
23 website?

24 MS. BAILEY: Uh-huh.

25 MR. CLAUDE SMITH: Yes.

1 MR. HILL: Are we done --

2 MR. BOR: We're still getting ready
3 to adjourn, but we haven't yet.

4 MR. CLAUDE SMITH: You mean a link
5 to how you pay it online in terms of our website?

6 MS. BAILEY: Right, yes.

7 MR. CLAUDE SMITH: Yes, yes.

8 CHAIRMAN DEVLIN: We'll have our
9 discussion at the next meeting. I don't want to rush
10 her down here, but I was just curious on how we're
11 doing. I mean obviously we're not getting the same
12 kind of invoices from the casinos and schools.

13 MS. BAILEY: That's what I wanted to
14 say, he was -- if he was talking about the fact that
15 they're replacing the meters to get a better
16 reading --

17 CHAIRMAN DEVLIN: Correct.

18 MS. BAILEY: -- because they're
19 closed, so as we move forward and they are closed,
20 which means that they're not spending water, the
21 school district is not spending water --

22 CHAIRMAN DEVLIN: Stockton.

23 MS. BAILEY: Yeah, Stockton is not
24 spending water, so -- but we're still reading the
25 meters on a regular basis like we normally would?

1 MR. CLAUDE SMITH: Our operation is
2 still the same.

3 MS. BAILEY: Everything is the same
4 you're saying?

5 MR. CLAUDE SMITH: Is still the
6 same. We have to read our meters on a -- it will be
7 a monthly basis or so forth in regards to what is
8 actually being utilized.

9 Of course revenues are going to be
10 down.

11 MS. BAILEY: Mh-hmm.

12 MR. CLAUDE SMITH: And that's a
13 fact. Anita probably did do some, some sort of
14 calculations whether or not, you know, within the
15 first quarter, which would have been, of course, the
16 end of March, in regards to what our revenues were on
17 a monthly basis, and based on our projection where we
18 are, if there's a loss or if there's actually gain or
19 if we've broken even.

20 But I think with the analysis, the
21 financial analysis that we're getting ready to do
22 now, I think that will put us in a better position
23 going forward in regards to where we are and what we
24 need to do and how we need to do it. Okay?

25 MS. BAILEY: Okay.

1 MR. CLAUDE SMITH: The revenues that
2 we're losing you're not going to recoup. There's no
3 recuperation in that particular loss. And like you
4 just mentioned, all these particular businesses or
5 entities are not using water or not using as much
6 water, okay, so we definitely are going to definitely
7 have some, some revenue loss.

8 MS. BAILEY: Okay.

9 CHAIRMAN DEVLIN: Motion to adjourn.

10 MR. BOR: There being no further
11 business, a motion to adjourn.

12 MS. BAILEY: Motion.

13 CHAIRMAN DEVLIN: Second.

14 MR. BOR: Any objection?

15 (There is no response.)

16 MR. BOR: Hearing none, have a good
17 day, folks.

18 CHAIRMAN DEVLIN: Thank you.

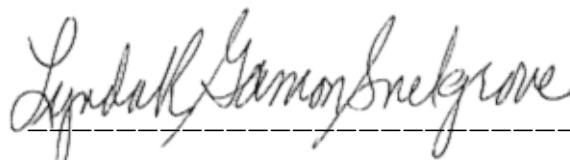
19 (This hearing was concluded at

20 11:31 a.m.)
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