



# Atlantic City Municipal Utilities Authority

## RESOLUTION

BY ALL MEMBERS OF THE BOARD

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

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

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

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

- Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion of public (Provision \_\_\_\_\_);
- Any matter in which the release of information would impair a right to receive funds from the federal government;
- Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;
- Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees for representatives of employees of the public body (Specify contract: negotiations with bargaining units);
- Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;
- Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;
- Any investigations of violations or possible violations of the law;
- Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party.
- Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If contract negotiation the nature of the contract and interested party) (Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Authority's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact);
- Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected in writing that such matter or matter be discussed at public meeting; Subject to the balancing of the public's interest and the employee's privacy right under South Jersey Publishing, 124 N.J. 478, the employee(s) and nature of discussion is \_\_\_\_\_;
- Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party of the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility;

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

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

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



## Atlantic City Municipal Utilities Authority RESOLUTION

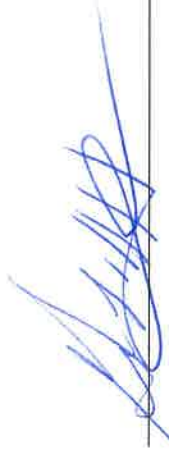
BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority has indebtedness to the following companies for services rendered;

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the following bills are ACKNOWLEDGED and AUTHORIZED TO BE PAID in the amount of SIX HUNDRED THIRTY NINE THOUSAND, EIGHT HUNDRED SEVENTY SIX DOLLARS AND FIFTY FOUR CENTS. (\$639,876.54); and

BE IT FURTHER RESOLVED, that the Comptroller of the Atlantic City Municipal Utilities Authority hereby certifies as to the availability of funds.

Upon Motion, This Resolution was APPROVED as Read.



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GARY L. HILL, VICE CHAIRMAN/SECRETARY



# Atlantic City Municipal Utilities Authority

## RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, a water main break occurred on or around December 7<sup>th</sup>, 2020 at mile post 0.5 on the Northbound direction of the Atlantic City Brigantine connector adjacent to the Atlantic City Railway Tracks and across from the Atlantic City Convention Center, and

WHEREAS, the ACMUA repair crew performed a shutdown to isolate and determine the location of the break; and

WHEREAS, it was discovered that there was a broken 12-inch valve connected to the ACMUA 48-inch transmission main that exceed the depth for the Authority crew to work in and required dewatering, trenching, shoring, and the safety and security of workers; and

WHEREAS, the maintenance of the water mains is the responsibility of the said Atlantic City Municipal Utilities Authority; and

WHEREAS, the Atlantic City Municipal Utilities Authority in discharging its responsibility to maintain the Authority water system, hired Arthur R. Henry Inc. of Egg Harbor Township, NJ to provide labor, tools, equipment and material to perform the necessary work to replace the 12-inch valve and return the transmission main back into service; and

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

WHEREAS, the public health, safety or welfare required the immediate performance of services.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Atlantic City Municipal Utilities Authority that Nicholas Mancuso, Acting Deputy Executive Director of Operations, be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to issue payment to Arthur R. Henry Inc. for all labor, tools, equipment, materials and services furnished at a total cost of THIRTY EIGHT THOUSAND FOUR HUNDRED THIRTY-TWO DOLLARS AND SIXTY-TWO CENTS (\$38,432.62) as per the attached invoices from Arthur R. Henry Inc. for the installation of a 12-inch valve on the Northbound direction of the Atlantic City Brigantine Connector at approximately mile post 0.5; and

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Financing and Accounting of the ACMUA is attached to this resolution showing the availability of funds and specifying the line item appropriation from the 2021 Capital Budget Account #C 04-20-320-815-863, Emergency Capital Repairs, to satisfy the aforesaid cost of the emergency repairs.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

  
GARY L. HILL VICE CHAIRMAN/SECRETARY



# Atlantic City Municipal Utilities Authority

## RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

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

WHEREAS, the ACMUA 36 inch transmission main is in need of repair as a result of damages that occurred during the course of a project by NJDOT; and

WHEREAS, repairs have commenced to the 36 inch transmission main located in the waterway of Intake Thorofare adjacent to Albany Avenue (Route 40/322) Drawbridge; and

WHEREAS, the 36 inch transmission main shall be placed back into service after all repairs are completed; and

WHEREAS, the 36 inch transmission main shall be disinfected, flushed and pressurized prior to being placed back into service; and

WHEREAS, all disinfection of the 36 inch transmission main shall conform to the AWWA C651-14, section 4.4 Continuous-Feed Method Modified and local standards; and

WHEREAS, said 36-inch transmission main return to service was found to be an emergent issue; and

WHEREAS, the ACMUA in discharging its responsibilities to maintain the Authority Water System, identified and retained KOR-KO LTD, Annapolis, Maryland as the most responsible company to perform the disinfection, flushing and pressurizing of the water main and to provide pricing for said work; and

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

WHEREAS, the total cost for labor material and equipment to perform disinfection, flushing and pressurization of 36 inch transmission main as set forth on the attached documentation for a lump sum THIRTY NINE THOUSAND ONE HUNDRED FIVE DOLLARS (\$39,105.00); and

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

WHEREAS, funds were available to proceed with the work provided on an emergency basis; and

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Atlantic City Municipal Utilities Authority herby approve the quotation by KOR-KO LTD for the work described above; and

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Financing and Accounting of the ACMUA is attached to this Resolution showing the availability of funds and specifying the line item appropriation from the 2021 Capital Budget Account# C-04-20-320-815-863, Emergency Capital Repairs, to satisfy the aforesaid cost of the water main work.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y



# Atlantic City Municipal Utilities Authority

## RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

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

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

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

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that MaryLou Faulk, an employee of the Atlantic City Municipal Utilities Authority, is formally granted an unpaid leave of absence from November 30, 2020 until January 20, 2021; however, the time frame may be expanded by further action by the Board of Directors.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Charles Jeffries, an employee of the Atlantic City Municipal Utilities Authority, is formally granted an unpaid leave of absence from November 30, 2020 until January 20, 2021; however, the time frame may be expanded by further action by the Board of Directors.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



## Atlantic City Municipal Utilities Authority

### RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to the Water Service Agreement by and between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY (“Authority”), a Municipal Corporation of the State of New Jersey, and MONTY DAHM AND HARD CHEESE, LLC, a limited liability corporation in the State of New Jersey, with an address of 554 N. Connecticut Avenue, Atlantic City, NJ 08401, for property bounded by the unit block of 44 North Albany Avenue, Block 240, Lot 1 & 2, and will connect to the public water supply system of the Authority for a repurposed intermodal containers that includes a bar container, concession container (food), restroom container and a stage in the City of Atlantic City, NJ; and

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

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SECRETARY



# Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

## PAYROLL AND ACCOUNTING SERVICES

; and

WHEREAS, ACTION DATA SERVICES (ADS) is so recognized by the professional community and is so licensed by the State of New Jersey; and

WHEREAS, the scope of services to be performed shall be broken down into the aforementioned category; and

WHEREAS, the term and pricing shall be as specified within the attached contract; and

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

1. The Atlantic City Municipal Utilities Authority and ACTION DATA SERVICES shall enter into an Agreement which will set forth in detail the specific responsibilities of the parties and the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to this Contract.
2. The cost of the services shall not exceed the sum of \$15,000.00.
3. The contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1) (a), because it is for services performed by persons authorized by law to practice a recognized profession.
4. A copy of this Resolution, as well as the Contract shall be placed on file with the office of the Atlantic City Municipal Utilities Authority.
5. A notice in accordance with the Local Public Contracts law of New Jersey in the form attached shall be published in The Press at least once.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



## Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by 2309 ATLANTIC AVE LLC, Water Account No.512401-0, located at 2309 Atlantic Avenue, experienced miscellaneous water leaks causing the additional consumption of 52,100 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling ONE THOUSAND, ONE HUNDRED AND THIRTY NINE DOLLARS AND EIGHTY SIX CENTS (\$1,139.86) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

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

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

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY





## Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by XIU FANG YE LAM, Water Account No.607101-0, located at 113 N. California Avenue, experienced miscellaneous water leaks causing the additional consumption of 18,200 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling THREE HUNDRED AND FORTY TWO DOLLARS AND THIRTY FOUR CENTS (\$342.34) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

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

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

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



## Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by FOTINI & MICHAEL MICHAELIDIS, Water Account No.955801-0, located at 1914 Magellan Avenue, experienced miscellaneous water leaks causing the additional consumption of 13,200 cubic feet of water; and

NOW THEREFORE BE IT RESOLVED, that the previous water service charges be adjusted; and

BE IT FURTHER RESOLVED, that the charges totaling TWO HUNDRED AND FORTY EIGHT DOLLARS AND TWENTY NINE CENTS (\$248.29) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

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

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

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



## Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD

**WHEREAS** the Atlantic City Municipal Utilities Authority (“ACMUA”) and the Government Workers Union (GWU) for the Blue-Collar Employees entered a Memorandum of Understanding (“MOU”) which provided for a Uniform Maintenance Allowance of \$400 for the year 2019; and

**WHEREAS** the ACMUA and GWU desire to amend the MOU to provide for a uniform Uniform Maintenance Allowance of \$400 per the year 2020.

**NOW, THEREFORE, BE IT RESOLVED** by the Atlantic City Municipal Utilities Authority, assembled on this 20<sup>st</sup> day of January 2021 that the MOU between the ACMUA and GWU is hereby amended to approve for a Uniform Maintenance Allowance of \$400 for the year 2020 which shall be issued within a reasonable period after adoption of this Resolution.

Upon Motion, This Resolution was approved as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



## Atlantic City Municipal Utilities Authority

### RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the bid of USALCO LLC., a corporation of the State of Maryland, for FURNISHING AND DELIVERING POLYALUMINUM CHLORIDE, to the Pumping Station of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY located at 1151 N. Main Street, Pleasantville, NJ, which bid was received and publicly opened and read at a meeting of the Purchasing Board of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY, held on January 20, 2021, be and the same bid is hereby ACCEPTED, the said USALCO LLC., being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract to be entered into between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and the said USALCO LLC., for FURNISHING AND DELIVERING POLYALUMINUM CHLORIDE to the Pumping Station of the Authority, located at 1151 N. Main Street, Pleasantville, NJ, as aforesaid in strict accordance with the specifications approved and adopted by the said Board on December 16, 2020, the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a certificate from the Comptroller of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY be attached to this Resolution showing the availability of funds and specifying the line item appropriation from 2021 Budget Account No. 1-01-20-202-542-410 to satisfy the aforesaid award of contract in the amount of ONE HUNDRED SIX THOUSAND SEVEN HUNDRED DOLLARS AND NO CENTS (\$106,700.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/SEC'Y



# Atlantic City Municipal Utilities Authority

## RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their regularly scheduled Board Meeting on December 16, 2020 commencing at 10:00am, there being present:

CHAIRMAN	John Devlin
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	Milton L. Smith
BOARD MEMBER	Nynell Langford
BOARD MEMBER	Patricia Bailey
BOARD MEMBER, ALTERNATE #1	William K. Cheatham
BOARD MEMBER, ALTERNATE #2	Vacant

WHEREAS, the Atlantic City Municipal Utilities Authority held a Special Board Meeting on January 8, 2021 commencing at 10:00am, there being present:

CHAIRMAN	John Devlin
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	Milton L. Smith
BOARD MEMBER	Nynell Langford
BOARD MEMBER	Patricia Bailey
BOARD MEMBER, ALTERNATE #1	William K. Cheatham
BOARD MEMBER, ALTERNATE #2	Vacant

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that this Resolution hereby approves the transcript minutes reported by Catherine T. McLaughlin, Certified Court Reporter for the December 16, 2020 and January 8, 2021 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY