

ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY

REGULAR MEETING

Wednesday - May 19, 2021  
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Public hearing in the  
above-referenced matter, conducted at the  
ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY, 401  
North Virginia Avenue, Atlantic City, New  
Jersey, before Karen A. Haworth, a New Jersey  
Certified Court Reporter (CCR), nationally  
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(RPR), nationally certified Certificate of Merit

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5 Public of the State of New Jersey, on the above  
6 date, commencing at 10:05 a.m., there being  
7 present:

8  
9  
10  
11 BOARD MEMBERS PRESENT:

12 ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY:

13  
14 JOHN DEVLIN  
Chairman

15  
16 PATRICIA BAILEY  
Board Member  
17 Treasurer

18  
19 GLENN BANFIELD  
Board Member

20  
21 GARY L. HILL  
Board Member  
22 Vice Chairman/Secretary

23  
24 NYNELL LANGFORD  
Board Member  
25

1 APPEARANCES - CONTINUED:

2

3 MOHAMMED DEDAR  
4 Board Member/Alternate 2

4

5 WILLIAM CHEATHAM  
6 Board Member  
7 Alternate 1

7

8

9

10

11

12 PROFESSIONALS TO THE BOARD FOR THIS HEARING:

13

14 MICHAEL ARMSTRONG, ESQUIRE

15

16 FREDRIC BOR, ESQUIRE  
17 Authority Solicitor

17

18 ANDREW WEBER, ESQUIRE  
19 Labor Counsel

19

20 VINCENT POLISTINA  
21 Polistina & Associates

21

22 MICHAEL RILEY, ESQUIRE  
23 Riley & Riley, Esquires

23

24

25

1 ALSO PRESENT FOR THE ATLANTIC CITY MUNICIPAL  
2 UTILITIES AUTHORITY:

3

4 CLAUDE SMITH  
Deputy Executive Director, Engineering

5

6 KELLEY WILLIAMS  
Executive Secretary

7

8 STELLA JOHNSON  
Executive Secretary

9

10 ANITA THAPA  
Assistant Director  
11 Accounting and Finance

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By: Patricia Bailey	8
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1 [COURT REPORTER'S NOTE:

2 THIS PUBLIC HEARING WAS CONDUCTED  
3 VIA THE VIDEOCONFERENCE SOFTWARE PROGRAM  
4 ZOOM.

5 DURING THE TIME OF THIS  
6 PUBLIC HEARING, THE STATE OF NEW JERSEY  
7 WAS UNDER LOCKDOWN RESTRICTION DUE TO THE  
8 COVID-19 PANDEMIC.

9 ALL ATTENDEES TO THIS PUBLIC  
10 HEARING WERE PARTICIPATING FROM THEIR OWN  
11 WORKSPACE THROUGH THEIR COMPUTER OR  
12 CELLULAR TELEPHONE, WITH THE EXCEPTION OF  
13 WILLIAM CHEATHAM AND PATRICIA BAILEY, WHO  
14 WERE IN-PERSON AT THE ACMUA OFFICES.

15 THE COURT REPORTER WILL  
16 ACKNOWLEDGE WITHIN THIS TRANSCRIPT ANY  
17 POOR INTERNET CONNECTION AND  
18 VIDEOCONFERENCE PLATFORM CUTOUPS WHERE  
19 SPEAKING DID NOT CEASE.

20 FOR SPEAKER IDENTIFICATION  
21 PURPOSES, THE COURT REPORTER DID HER  
22 PROFESSIONAL BEST AT IDENTIFYING ALL  
23 SPEAKERS WITHIN THIS TRANSCRIPT CORRECTLY,  
24 AS THERE WAS A SPEAKER IDENTIFIED  
25 ON THE ZOOM SCREEN AS JUST A TELEPHONE

1 NUMBER.

2 IN ADDITION, SOME SPEAKERS LEFT  
3 THEIR MICROPHONES ON DURING THE  
4 MEETING, EVEN WHEN THEY WERE NOT SPEAKING,  
5 DESPITE THE COURT REPORTER'S INSTRUCTION  
6 BEFORE THE START OF THIS ZOOM MEETING,  
7 WHICH MIGHT HAVE CAUSED BACKGROUND NOISE  
8 AND THE ZOOM SPEAKER IDENTIFICATION BOX  
9 MISTAKENLY LIGHTING UP BECAUSE OF THE  
10 BACKGROUND NOISE WHEN IT ULTIMATELY MIGHT  
11 HAVE BEEN IDENTIFIED AS THE WRONG SPEAKER]

12

13

14

15 (Time noted: 10:05 a.m.)

16

17 JOHN DEVLIN: Public notice.

18 Public notice is hereby given that a  
19 resolution entitled --

20 I'm sorry. I -- I don't have it.

21 This is the -- the bond resolution.

22 STELLA JOHNSON: Miss Bailey will  
23 read it.

24 JOHN DEVLIN: Thank you,  
25 Miss Bailey.

1 PATRICIA BAILEY: Good morning.  
2 This is Pat Bailey, board member. And I'm  
3 about to read the opening statement.

4 Adequate notice of this meeting has  
5 been provided, as required by law, by  
6 mailing to the press a list of the  
7 "regular" [pronounced incorrectly]  
8 -scheduled meetings, May 19, 2021, at 401  
9 North Virginia Avenue, conference room,  
10 Atlantic City, New Jersey.

11 A copy of said notice was sent to  
12 the city clerk to be posted.

13 All of the aforementioned complies  
14 with Chapter 231 of the laws of 1975,  
15 known as the Open Public Meetings law.

16 Done.

17 FREDRIC BOR: Okay. As general  
18 counsel --

19 I'm Fredric Bor, by the way, Karen.  
20 As general counsel, roll call is as  
21 follows:

22 FREDRIC BOR: Ms. Bailey?

23 PATRICIA BAILEY: Here.

24 FREDRIC BOR: Mr. Banfield?

25 GLENN BANFIELD: Here.



1 FREDRIC BOR: Thank you.

2 Mr. Hill?

3 GARY HILL: Here.

4 FREDRIC BOR: Ms. Langford?

5 NYNELL LANGFORD: Here.

6 FREDRIC BOR: Mr. Devlin, chairman.

7 JOHN DEVLIN: I'm here.

8 FREDRIC BOR: Mr. Chairman, we do

9 have a quorum and -- and can proceed --

10 Oh. Mr. Cheatham -- excuse me --

11 as alternate? Mr. Cheatham?

12 Is he here?

13 JOHN DEVLIN: Is Mr. Cheatham in

14 there?

15 FREDRIC BOR: Mr. Dedar?

16 MOHAMMED DEDAR: Yes.

17 FREDRIC BOR: Thank you, sir.

18 MOHAMMED DEDAR: Okay.

19 FREDRIC BOR: I -- I saw

20 Mr. Cheatham in the room.

21 UNIDENTIFIED FEMALE SPEAKER: Yes.

22 He's present. I'm sorry. It was muted.

23 (THE COURT REPORTER IS ATTEMPTING

24 TO GET IDENTIFICATION OF THE SPEAKER,

25 SINCE SHE DID NOT IDENTIFY HERSELF IN A

1 ROOM OF FOUR PEOPLE]

2 STELLA JOHNSON: Mr. Cheatham is  
3 here.

4 FREDRIC BOR: Okay.

5 JOHN DEVLIN: Fred.

6 FREDRIC BOR: Will we have the flag  
7 salute, Mr. Cheatham?

8 (The Pledge of Allegiance was  
9 recited at this time.)

10 FREDRIC BOR: Thank you,  
11 Mr. Cheatham.

12 Now, if the chair pleases, the next  
13 item on the agenda is approval of the  
14 regular session minutes. And assuming  
15 everyone's gotten them, if there's any  
16 discussion, please speak up now. If not,  
17 is there a motion to approve?

18 GARY HILL: Gary Hill.

19 A motion to approve.

20 JOHN DEVLIN: John Devlin.

21 Second.

22 FREDRIC BOR: Ms. Bailey?

23 PATRICIA BAILEY: Yes.

24 FREDRIC BOR: Mr. Banfield?

25 GLENN BANFIELD: Yes.

1 FREDRIC BOR: Mr. Hill?

2 GARY HILL: Yes.

3 FREDRIC BOR: Ms. Langford?

4 NYNELLE LANGFORD: Yes.

5 FREDRIC BOR: Mr. Devlin?

6 JOHN DEVLIN: Yes.

7 FREDRIC BOR: Yes. Thank you.

8 The minutes of last board meeting  
9 have been approved.

10 Item 5. Chairman.

11 John, the floor is yours.

12 JOHN DEVLIN: Thanks, guys.

13 Give me a second while I pull up  
14 that agenda.

15 FREDRIC BOR: The first item,  
16 Mr. Chairman, is master plan.

17 JOHN DEVLIN: Right. Thank you.  
18 I'm just pulling it up now.

19 So, I guess the question's directed  
20 to the -- the ED.

21 Where are we at with the master  
22 plan? Have we delved into that? I know  
23 that's important. I never saw one since  
24 I've been here. And what's your thoughts  
25 on that?

1 Hello?

2 MICHAEL ARMSTRONG: I have had no  
3 opportunity as of yet, given the other  
4 priorities, to review the master plan.  
5 And I, at some point, I'm sure, along with  
6 the risk assessment plan that you also  
7 have listed, Table of Organization,  
8 employee handbook, you know, those items  
9 are on our list, but with all the other  
10 priorities that have come before it, we  
11 just have not had -- or I have not had a  
12 chance to review those and offer any kind  
13 of input or comment at this time.

14 JOHN DEVLIN: Thank you.

15 Well, do we have a timeline on  
16 that? I mean, these are some pretty  
17 important things we've been discussing.

18 MICHAEL ARMSTRONG: No, because I

19 --

20 [Indiscernible - overtalking]

21 JOHN DEVLIN: No. Especially that

22 --

23 Let -- let me just put it this way.  
24 I know I've been talking -- and I know I  
25 talked in front of this board numerous

1 times about the risk assessment plan. I  
2 actually --

3 Again --

4 You know, I'll put my cop hat on  
5 for a minute.

6 And I think that's very important  
7 to address. I've been speaking to it as  
8 long as I've been here and that --

9 You know, do we have any kind of a  
10 timeline? Have we addressed it? Have we  
11 looked at it? I mean --

12 MICHAEL ARMSTRONG: No. Just like  
13 I just said, I have not had --

14 There --

15 I'm dealing with PFOS, I'm dealing  
16 with replacing employees, trying to, you  
17 know, get a licensed operator, to be  
18 honest with you.

19 You know, once I get an opportunity  
20 to review it --

21 You know, we're shorthanded here.

22 You know, I'm sure it will make it  
23 up the -- you know, the list of -- of  
24 fires that have to be put out. But, at  
25 this time, our focus has been, primarily,

1 on PFOS and moving forward with PFOS and  
2 other important items that are before the  
3 board and on the agenda today.

4 JOHN DEVLIN: I understand you.

5 And I agree that they're important.  
6 PFOS is important. We've been discussing  
7 that since I've been on the board.

8 But, I've also been discussing risk  
9 assessment, master plan, Table of  
10 Organization. I think that all falls into  
11 priorities, and it --

12 I mean, are we gonna look into it  
13 in the next two months, three months, six  
14 months, next year? I mean, where -- where  
15 do they sit as far as priorities?

16 [Indiscernible - overtalking]

17 MICHAEL ARMSTRONG: Until I have a  
18 opportunity to review them, I can't tell  
19 you that.

20 I've only been here three months.  
21 And the --

22 JOHN DEVLIN: Well --

23 MICHAEL ARMSTRONG: Based on the  
24 items that have been placed before me, I  
25 have been focusing on the items that have

1 deadlines that require that we meet  
2 regulations. And those items appear to  
3 take priority at this moment.

4 I hope to get to all of those items  
5 in the near future, but, you know, given  
6 the nature of the items that I'm dealing  
7 with that are on the agenda today, it --  
8 it has become very difficult to put those  
9 items, you know, on the -- in front of the  
10 items that I've been dealing with.

11 JOHN DEVLIN: Okay. Well, I guess  
12 --

13 You know, somebody put this in  
14 closed session; the --

15 I wanted to discuss the interim  
16 deputy executive director. Are we  
17 prepared to talk about that in closed  
18 session, then? Is that --

19 MICHAEL ARMSTRONG: Yes. It has to  
20 be in closed session.

21 JOHN DEVLIN: Okay. How are we  
22 making out --

23 Do we have any kind of iPads or  
24 laptops? I guess that's not a priority,  
25 either?

1           MICHAEL ARMSTRONG:  Claude has had  
2           an opportunity --

3           We already have some that he wants  
4           to show you, --

5           JOHN DEVLIN:  Okay.

6           MICHAEL ARMSTRONG:  -- a -- a -- a  
7           laptop that's --

8           Because we already have it, it's  
9           convenient to just show you ones, and then  
10          the board can give him some idea of what  
11          type of a laptop or whether you want an  
12          iPad.

13          JOHN DEVLIN:  Okay.  All right.  We  
14          can table that till July 1.  That way,  
15          everybody has a chance, in -- in --  
16          in-person to pick and choose what they  
17          want.  I'm okay with that.

18          I --

19          The same thing with the employee  
20          handbook.  You know, we've been talking  
21          about this for a long time.  How's it --

22          What's -- what's the status on  
23          that, Mike?

24          MICHAEL ARMSTRONG:  Andy Weber is  
25          working on the employee handbook, and at



1 the meeting, he indicated that the draft  
2 that he had, that he was not prepared to  
3 have that draft issued to the board  
4 because he wanted to make some updates to  
5 it.

6 JOHN DEVLIN: Thank you.

7 Mr. Weber, can you comment on that,  
8 please?

9 MICHAEL ARMSTRONG: Your mic is  
10 muted. Your mic is muted, Andy.

11 ANDREW WEBER: There we go.

12 The handbook that was -- was sent  
13 to the senior staff for its comments.  
14 They have gone through most if not all.

15 And in --

16 And since then, there has been some  
17 changes in the law which I wanted to  
18 include in -- in our new handbook.

19 [Indiscernible - low speaking  
20 background voices]

21 THE COURT REPORTER: Mr. Young --  
22 Mr. Young -- Mr. Young, can you please  
23 mute yourself if you're not going to  
24 speak? A lot of background noise.

25 Thank you.

1                   ANDREW WEBER: I'm sorry. Is that  
2                   coming from me?

3                   MICHAEL ARMSTRONG: No.

4                   THE COURT REPORTER: No. It's  
5                   coming from Mr. Young, I believe.

6                   JOHN DEVLIN: Continue, Mr. Weber.  
7                   Continue, Mr. Weber.

8                   THE COURT REPORTER: Wait a minute.

9                   ANDREW WEBER: Thank you.

10                  THE COURT REPORTER: Wait a minute.  
11                  I will start --

12                                 ..."changes in the law, which I  
13                  wanted to include in our new handbook."

14                  ANDREW WEBER: Okay.

15                                 Yes. And so --

16                                 And I'm ready to talk about that  
17                  and -- at our -- at our -- our next  
18                  personnel committee meeting.

19                  JOHN DEVLIN: Very good. Thank  
20                  you, Andy.

21                  ANDREW WEBER: Mm-hmm. Thank you,  
22                  Chairman.

23                  JOHN DEVLIN: My pleasure.

24                                 So, I -- I think we discussed the  
25                  plaque. And Kelley forwarded me a plaque

1 for Mr. Smith.

2 Do we have an ETA on delivery on  
3 that, Mr. Armstrong?

4 MICHAEL ARMSTRONG: My  
5 understanding is that the -- that was a  
6 draft to be approved by the board. And if  
7 the board gives the go-ahead on the draft  
8 that was provided, we will order it.

9 JOHN DEVLIN: Thank you, sir.

10 Can everybody on the board, all  
11 commissioners, take a look at that and see  
12 if everybody's okay?

13 I looked at it. I was good with  
14 it.

15 I know a few board members made a  
16 comment. Let's give it --

17 You know, I want to be able to give  
18 Mr. Armstrong a green light today to order  
19 that.

20 That's all I have right now. We'll  
21 revisit that personnel -- personnel item  
22 at closed. Okay?

23 GARY HILL: Mr. Chairman --

24 It's Gary -- Gary Hill here, board  
25 member.

1                   Perhaps if --

2                   JOHN DEVLIN:  Hi, Gary.

3                   GARY HILL:  Hi.

4                   Perhaps if we can get the plaque  
5 done by July 1st, if that's gonna be our  
6 first in -- live meeting, maybe we can  
7 invite Mr. Smith then and we could present  
8 it to him.  So it doesn't go on and on.  
9 Just an idea.

10                  JOHN DEVLIN:  That's a great idea.  
11 Thank you, Gary.

12                  Fred, that's all I have.

13                  What do we got?

14                  FREDRIC BOR:  Thank you.

15                  Item 6 on the agenda is Authority  
16 solicitor's report.  That's me, of course.

17                  There are two items that both are  
18 appropriate for closed session.

19                  One involving AtlantiCare service  
20 agreements that --

21                  Thank you very much, Claude.

22                  Claude and I spent considerable time  
23 yesterday with those folks, working  
24 through the agreements.  And I think we're  
25 in -- in pretty good shape.  And I'll

1 review that in closed session.

2 But, subsequent, in closed session,  
3 there are two resolutions the board can  
4 address.

5 And secondly, the issue on the  
6 property tax legal opinion is pending  
7 litigation also. And I'm prepared to  
8 review that and -- during closed session.

9 That's all I have, Mr. Chairman.

10 JOHN DEVLIN: Thank you, Fred.

11 FREDRIC BOR: Next is committee  
12 reports.

13 First is personnel committee and  
14 Ms. Langford, as -- as chair.

15 The floor is yours.

16 NYNELL LANGFORD: Yeah. As of now,  
17 we have the board secretary issue at hand  
18 that we need to address.

19 But, other than that, nothing from  
20 me.

21 FREDRIC BOR: Now, are we at the  
22 point --

23 Maybe Mr. Armstrong can answer  
24 this. Do we have a -- a resolution  
25 regarding the board secretary?

1                   MICHAEL ARMSTRONG: That's up to  
2                   the board. I provided the board with a  
3                   description of the board secretary  
4                   position. And if you're okay with the  
5                   position and the description, you can have  
6                   -- you can have a motion to advertise and  
7                   whatever --

8                   It's really a board function. It's  
9                   really up to you how you want to handle  
10                  the board secretary position at this  
11                  point.

12                 FREDRIC BOR: Thank you, Mike.

13                 Ms. Langford, is it your sense that  
14                 the personnel committee wishes to have it  
15                 advertised so that the -- subsequently,  
16                 the board can then vote on the approval of  
17                 an applicant for board secretary?

18                 NYNELL LANGFORD: Absolutely.

19                 FREDRIC BOR: I'm sorry?

20                 MICHAEL ARMSTRONG: She said yes.

21                 FREDRIC BOR: Yes.

22                 NYNELL LANGFORD: Yes.

23                 FREDRIC BOR: Okay. So,  
24                 Mr. Armstrong, you'll -- you'll direct the  
25                 advertisement for that position and --

1 with new qualifications already set forth,  
2 I believe, during the personnel.

3 MICHAEL ARMSTRONG: Yes.

4 [Indiscernible - overtalking]

5 FREDRIC BOR: Will we --

6 Good morning, Mr. Hill.

7 GARY HILL: Well, our committee has  
8 been very busy. We've met at least twice  
9 a week.

10 And I thank all of the people that  
11 are participating; our engineering  
12 consultant, Mr. Polistina, H2M, of course,  
13 our internal staff, under the leadership  
14 of Mr. Armstrong and Mr. Smith.

15 We are --

16 Literally, if you look at 7(b)(1)  
17 and (2), there's a major word there that I  
18 know that you're gonna be hearing a lot  
19 of.

20 And Mr. González is aware of this  
21 emergency.

22 Because we are in an emergency  
23 situation with the PFOS issue. And I  
24 don't want to get into too much of the  
25 reasons why. We all kind of know. Our

1 deadlines are fastly approaching.

2 We've gotten very good guidance  
3 from H2M and internally, but we now need  
4 to really concentrate.

5 We are at May 18th. And our  
6 quarter is coming up. We need to do some  
7 more testing.

8 We need to get some emergency  
9 resolutions moved forward today so we can  
10 move forward with a possible plan that  
11 will be overviewed by the state, our state  
12 monitor -- the state, internally, as well  
13 as consultation and advice from the DEP.

14 I believe Miss Bailey, myself and  
15 our internal team are going to be having a  
16 meeting with the DEP tomorrow so we can  
17 bring them up to date. That's why it's  
18 imperative we move on some of the  
19 resolutions today; so we can let them know  
20 that we are moving forward with a plan to  
21 deal with the PFOS issue.

22 I'm going to stop talking and let  
23 either Pat Cole, of H2M, or Vince  
24 Polistina just give the other board  
25 members -- because Ms. Bailey and I have



1           been here and done this for a long time --  
2           just give us a quick update, either Pat or  
3           Vince, maybe, on why this falls into an  
4           emergency situation so that, hopefully, we  
5           will have the support of the whole board  
6           to move forward these two resolutions.

7                         FREDRIC BOR:  And, Gary, before we  
8           hear from Vince, the board should  
9           recognize that these emergency proposals  
10          are condition precedents.  In other words,  
11          we've got to have them in order to be able  
12          to reach out and -- to the -- the state or  
13          the appropriate officials.  So, they  
14          become imperative to allow us to go  
15          further to rectify or work toward resolute  
16          -- resolving the problems.

17                         GARY HILL:  Well -- well said.

18                         And Mr. Riley, I know, is on the  
19          phone as well -- or on our Zoom.  So, he  
20          can chime in, because he's been the  
21          attorney on this issue as well.

22                         But, I just want kind of a quick  
23          update by either H2M and/or Vince, because  
24          just because I say it's an emergency  
25          doesn't make it an emergency.

1           So, this way, everybody gets to  
2           vote on what everybody believes.

3           Thank you.

4           VINCENT POLISTINA:   Okay.

5           JOHN DEVLIN:   Go -- go ahead,  
6           Vince.

7           Thank you.

8           VINCENT POLISTINA:   Thanks.

9           Thanks, Gary, and --

10          Thanks, everyone.

11          Vince Polistina, the Authority's  
12          engineer.

13                 Just by way of update, of course,  
14                 the Authority has been aggressively  
15                 pursuing compliance with DEP regulations  
16                 related to perflourinated compounds.  
17                 These are some compounds which are in some  
18                 of the Authority's drinking water sources  
19                 through activities that were undertaken at  
20                 the FAA in -- in past years.

21                 The DEP, in -- June 1st of 2020,  
22                 kind of during the middle of COVID, when  
23                 everybody was out of work and not a whole  
24                 lot going on at the state level, is the  
25                 DEP did publish regulations that the ACMUA

1 is required to meet during 2021.

2 Those requirements, essentially,  
3 have you doing quarterly testing of your  
4 water sources.

5 So, we did first quarter testing  
6 already.

7 Mr. Hill just mentioned the second  
8 quarter testing, which has to happen here  
9 during the second quarter.

10 Then there will be third and fourth  
11 quarter testing which is done.

12 The ultimate reporting to the DEP  
13 is based on an average of those four  
14 quarters. And so we are in a situation  
15 where, in order to do what we can for the  
16 second quarter testing and also provide  
17 some additional treatment for some of the  
18 water sources in the third and fourth  
19 quarters, it is necessary to declare the  
20 emergency and get moving, both from an  
21 engineering standpoint and, ultimately,  
22 hopefully, from an interim treatment  
23 standpoint at -- at some of your well  
24 locations, which are at the FAA facility.

25 So, the update is, H2M was engaged

1 to -- to do one alternatives analysis to  
2 try to determine what the best treatment  
3 technology is, which is now done, and  
4 also, to recommend the treatment at three  
5 of your well sites at the well field at  
6 the FAA, along with some changes on your  
7 sourcing of water, both from the well  
8 field and from the groundwater sources you  
9 have -- or surface water sources you have.  
10 I'm sorry.

11 And so that analysis is done. The  
12 memo was provided.

13 Mr. Hill just mentioned there's a  
14 follow-up meeting with the DEP, hopefully,  
15 tomorrow, to discuss where we are and  
16 discuss the path moving forward, all in an  
17 effort to move at maximum speed in order  
18 to maintain compliance.

19 And so, as we sit here today, we're  
20 in a -- in a position where we can meet  
21 the maximum contaminant limits for these  
22 compounds. We're hopeful we'll be able to  
23 do that.

24 And it is necessary to use the  
25 emergency powers authorized under the

1 Local Public Contracts Law and try -- to  
2 try to do everything necessary or try to  
3 maintain compliance.

4 GARY HILL: Thank you.

5 VINCENT POLISTINA: Sure.

6 GARY HILL: Pat?

7 PATRICK COLE: Good morning. And  
8 -- and -- and thank you, board members.

9 And -- and, Vince, I think you did  
10 a -- an -- an apt and complete job of sort  
11 of putting a -- a frame around the  
12 situation, giving a good description of  
13 its scope and -- and describing sort of  
14 the sense of urgency that -- attached to  
15 the schedule both from an implementation  
16 standpoint and, you know, from -- from the  
17 -- from the greater standpoint of  
18 compliance with regard to drinking water  
19 quality.

20 I can affirm the fact that -- that  
21 we are staged for an emergency kickoff  
22 meeting with stakeholders from the  
23 New Jersey DEP at 9 a.m. tomorrow morning.  
24 All of the -- all the key stakeholders  
25 that are required to participate in that

1 process are affirmed for their attendance.

2 And as a team, we're ready to begin  
3 the implementation process on behalf of  
4 the MUA in -- in as rapid a fashion as is  
5 practicably possible.

6 GARY HILL: Thank you. Thank you,  
7 Pat.

8 And I know you followed up quite  
9 quickly with the DEP. It's vital that we  
10 get them updated. I know they've been  
11 updated. I understand Mr. González and  
12 the state has also. I have taken -- I had  
13 some conversations.

14 Another committee member, Pat  
15 Bailey, is there at the -- at the office.

16 Pat, did you want to say anything  
17 to either support or whatever, you know,  
18 what you just heard from everybody?

19 PATRICIA BAILEY: No.

20 [Indiscernible - overtalking]

21 Thank you, Gary.

22 This is Pat Bailey speaking.

23 The meetings have been intense.

24 Intense information. But, all necessary  
25 information.

1           Now, again, along with Gary, I'd  
2           like to thank -- thank H2M for their  
3           expediency in dealing with this issue,  
4           along with the MUA, as well as  
5           Mr. Armstrong and the internal team.

6           So, I, too, along with Mr. Hill,  
7           believe this is definitely an emergent  
8           situation and that we have to move  
9           "fastly" [pronounced incorrectly]  
10          regarding our city, our community, and our  
11          water source.

12          So, no. Thank you for everything  
13          you've been doing.

14          GARY HILL: Thank you, Miss Bailey.

15          And, I guess, lastly, we'll hear  
16          from, internally.

17          Mr. Smith, any kind of follow-up  
18          that we, maybe, missed?

19          FREDRIC BOR: Mr. Smith?

20          CLAUDE SMITH: Good morning.

21          Mr. Smith.

22          I -- I think Gary and -- and -- and  
23          Vince, and -- and Pat, of course, have  
24          covered pretty much everything that we  
25          need to discuss, like he says.

1           So, it does "emphasis" [pronounced  
2           incorrectly] on the emergency, 5(c),  
3           having these resolutions and moving  
4           forward with trying to actually go ahead  
5           and make the implementations to -- to  
6           sequence the compounds that we have and,  
7           at the same time, to meet the MCL  
8           standards that we are required to do as  
9           per the state.

10           GARY HILL: Right. Thank you,  
11           Mr. Smith.

12           So, Mr. Bor, if we can look at --  
13           not to -- to -- but just to move things  
14           along.

15           7(b)(1) is really a --

16           If I'm understanding what I've  
17           read, it's, basically, what we've  
18           discussed at committee. It's a general  
19           statement of declaring this issue an  
20           emergency. We need board support.  
21           Correct?

22           FREDRIC BOR: That is correct.

23           GARY HILL: So, does anybody --  
24           other board member have a question?

25           Very good.



1           So, I would like to move 7(b)(1),  
2           declaring this an emergency situation.

3           JOHN DEVLIN: I would like to  
4           second that.

5           John Devlin.

6           FREDRIC BOR: Thank you.

7           FREDRIC BOR: Miss Bailey?

8           GARY HILL: Thank you, Chairman.

9           FREDRIC BOR: Miss Bailey?

10          Miss Bailey?

11          PATRICIA BAILEY: Yes.

12          [Indiscernible - overtalking]

13          FREDRIC BOR: Thank you.

14          Mr. Banfield?

15          GLENN BANFIELD: Yes.

16          FREDRIC BOR: Thank you.

17          Mr. Hill?

18          GARY HILL: Yes.

19          FREDRIC BOR: Thank you.

20          Miss Langford?

21          NYNELL LANGFORD: Yes.

22          FREDRIC BOR: Thank you.

23          And Chairman Devlin?

24          JOHN DEVLIN: Yes.

25          GARY HILL: Thank you. 7(b)(1) is

1 approved.

2 GARY HILL: 7(b)(2) is a little bit  
3 more detailed. And there's some numbers  
4 and some guidelines there.

5 Maybe, Fred, you should review  
6 that, --

7 FREDRIC BOR: I don't --

8 GARY HILL: -- or Mr. Armstrong.  
9 One or the other.

10 FREDRIC BOR: I'm -- I'm sorry,  
11 Gary. I don't have those notes in front  
12 of me. Moving on.

13 GARY HILL: Okay. Mr. --  
14 Mr. Armstrong, could you just kind of give  
15 us, you know, just --

16 This is where we bring in H2M  
17 Associates.

18 MICHAEL ARMSTRONG: Okay.

19 [Indiscernible - overtalking]

20 Yeah. I was gonna --

21 I was just saying that, if there's  
22 going to be any discussion once I just --  
23 give a summary of this resolution, then  
24 it's gonna have to go into closed session  
25 because it involves contract negotiations.

1 GARY HILL: I understand.

2 MICHAEL ARMSTRONG: Yeah.

3 This is --

4 In light of the resolution that was  
5 just passed, which declared an emergency  
6 with respect to PFOS and eradicating PFOS  
7 from our water treatment system, -- the --  
8 we're gonna have to engage engineering  
9 services.

10 We've been using H2M for some time  
11 now. H2M is familiar with our facility,  
12 familiar with how to eradicate and assist  
13 us with DEP in moving forward.

14 They provided a report, a schedule  
15 that indicates a timeline.

16 And we would have to use their  
17 services beyond the original agreement  
18 that we had through Vince's firm.

19 That would require us entering into  
20 a separate contract with H2M. And that  
21 would also require that we allocate  
22 additional funds so that we can complete  
23 the process with -- with H2M as a  
24 consultant. And this repre -- this  
25 resolution represents that. That --

1                   GARY HILL: Very -- very -- very  
2 well said, Mr. Armstrong.

3                   And again, board members, we would  
4 not usually be doing this at this time,  
5 but, again, this is a follow-up to the one  
6 we just passed.

7                   H2M has been exceedingly  
8 professional and responsive to us. We now  
9 do not --

10                  And we want to make sure that we  
11 can continue our work as expediently, as  
12 professionally as we can. Thus, why this  
13 resolution is here.

14                  Separate from Mr. Polistina.  
15 Mr. Polistina is our -- our consultant.  
16 H2M will be the -- the people in charge of  
17 this program, so to speak.

18                  Is that right, Fred?

19                  FREDRIC BOR: That's -- that's --  
20 that's correct.

21                  As we've discussed at numerous  
22 meetings in the last week or so, we're  
23 bifurcating, essentially, the two roles.  
24 Mr. Polistina has his role, but, at this  
25 point, based upon the emergency, it is

1 wise, as we've discussed, to seek contract  
2 negotiations, which we'll do in closed  
3 session, with H2M.

4 And following that, we'll be back  
5 in open session to see what the board's  
6 pleasure is with regard to that.

7 GARY HILL: Do -- do we need to go  
8 to closed session for this?

9 Is there any discussion, board  
10 members? Do you want to go to closed on  
11 this one or not?

12 FREDRIC BOR: There is a contract  
13 negotiation that -- that's involved. And  
14 -- and it -- and it sounds like our ED  
15 also agrees that the contract negotiation  
16 portion is better served in closed.

17 Then we can come right back and  
18 open when we're finished and complete  
19 that, if you choose.

20 GARY HILL: Michael? Do you want  
21 --

22 MICHAEL ARMSTRONG: Well, we have  
23 to --

24 If there's -- I mean, if there's --  
25 It's up to the solicitor, but if

1           there's no discussion, nobody's interested  
2           in discussing it any further, --

3                   GARY HILL: Right.

4                   MICHAEL ARMSTRONG: -- then that's  
5           up to you.

6                   FREDRIC BOR: Okay. So, I do ask  
7           -- and I agree with the ED.

8                   Is there anyone that wishes to  
9           discuss (b) (2) in any more detail? If  
10          not, we can vote on it at this time.

11                   GARY HILL: All right. I will move  
12          (b) (2), then, publicly.

13                   GLENN BANFIELD: I'll second.

14                   FREDRIC BOR: Ms. Bailey?

15                   PATRICIA BAILEY: Yes.

16                   FREDRIC BOR: Mr. Banfield?

17                   GLENN BANFIELD: Yes.

18                   FREDRIC BOR: Mr. Hill?

19                   GARY HILL: Yes.

20                   FREDRIC BOR: And Ms. Langford?

21                   NYNELLE LANGFORD: Yes.

22                   FREDRIC BOR: Chairman Devlin?

23                   JOHN DEVLIN: Yes, sir.

24                   FREDRIC BOR: (b) (2) is approved.

25                   Number 8. Executive director's

1 report.

2 Mr. Armstrong, the floor is yours.

3 MICHAEL ARMSTRONG: (a) -- item (a)  
4 is for closed session because it involves  
5 contract negotiations on an emergent  
6 basis.

7 With respect to (b) --

8 I'll defer to Claude to discuss  
9 items (b) and (c).

10 And the only item that I will be  
11 personally --

12 As it relates to (d) through (g),  
13 which are standard items, unless there are  
14 specific questions with -- with respect to  
15 items (d) through (g), which is financial  
16 reports, case management, balance  
17 adjustments, and shutoffs, if there are no  
18 questions, then Anita is available to  
19 discuss item (h).

20 So, if we can start with Claude  
21 with respect to item (c) -- I'm sorry --  
22 (b), engineering.

23 CLAUDE SMITH: Good morning again.

24 The 36 water -- water main  
25 replacement and repair at Albany Avenue.

1 This is just to inform the board that that  
2 particular repair has been completed by  
3 PKF as associate of DEP -- I'm sorry --  
4 Department of Transportation.

5 At this particular time, we're  
6 gonna delay doing the flushing and -- and  
7 disinfection of the water line based on  
8 some issues that we have at West End and  
9 Hartford Avenue. There seems to be a  
10 possible water leak at that location. So,  
11 we're gonna be delaying actually putting  
12 that line back into service.

13 But, at this particular point in  
14 time, the -- the repair was completed.

15 We just have to go forward with the  
16 other aspect of making sure the line is  
17 fully -- full-flushed for operation. And  
18 once that's actually done, then it will be  
19 put back into service.

20 If you have any questions --

21 Of course, this is a topic that  
22 we've been talking about for over a year,  
23 since we have had that break.

24 But, we're a little bit closer --  
25 excuse me -- for that activity of that



1 line once again.

2 FREDRIC BOR: And, Claude, just one  
3 point, since you and I were the two major  
4 players involved in the  
5 negotiation/conclusion of the contract.  
6 The --

7 There is no --

8 I don't have the contract in front  
9 of me. There was no time frame subsequent  
10 to their completion of their work that we  
11 were required to test our pipes? There  
12 was no specific time frame?

13 CLAUDE SMITH: There's no specific  
14 time frame in terms of disinfecting and  
15 flushing the water line. It -- it --

16 Of course, you would like to  
17 conduct it as -- as soon as possible.

18 PKF will be back in -- in the area  
19 once we decide that we are gonna be doing  
20 the flushing and disinfection to observe  
21 the pipe in itself to make sure that there  
22 are no leaks at that location once the  
23 line is being charged and being  
24 pressurized for it to be put back into  
25 service.

1           The only other thing -- the only  
2           other aspect of the DE -- DOT  
3           responsibility is the -- the funding  
4           that's -- that's supposed to be allocated  
5           for, actually -- used for the disinfection  
6           and flushing of that line.

7           FREDRIC BOR: Yeah. Yeah. I do --  
8           do recall that.

9           What is your sense about whether  
10          that -- that main line would be open to  
11          citizens of Atlantic City, or -- or we're  
12          gonna use the open line for the time  
13          being?

14          CLAUDE SMITH: This does --  
15          This -- this "have" [pronounced  
16          incorrectly] not impeded the -- the -- the  
17          actual distribution of -- of water within  
18          that particular area. We've been able to  
19          operate without that line for the last  
20          year because of the fact of how the system  
21          is actually set up.

22          Once that line is back -- back on,  
23          then, of course, the distribution will  
24          more than likely be improved in that  
25          particular area. But, it does not impact

1 or affect the citizens of Atlantic City  
2 based on what's actually going on at this  
3 particular time.

4 FREDRIC BOR: Excellent. Thank  
5 you.

6 CLAUDE SMITH: Going on to  
7 operations, number (c), cooperative price  
8 -- pricing agreement. SourceWell. This  
9 is actually for the purchase of a backhoe.

10 Of course, the Authority's in a  
11 desperate need of a backhoe. The one that  
12 we have here at the Distribution  
13 Department is pretty much on its last leg,  
14 and the one that we have at the plant  
15 pretty much is inoperable.

16 So, we actually went out through a  
17 -- a cooperative pricing, which is  
18 actually through SourceWell, to do the  
19 particular purchase. It's just like doing  
20 a state -- a state contract. The pricing,  
21 basically, is similar.

22 And we were able to acquire a  
23 backhoe at a pretty reasonable price.

24 I think, you -- if you look at your  
25 -- your -- your packages, you should see

1 the -- the pricing of that particular  
2 equipment in your -- in your package. If  
3 not, I'll give you what the price actually  
4 is.

5 Such --

6 Suggested list price of that  
7 particular backhoe is 147,139. Delivery  
8 of that -- of that particular equipment to  
9 us through SourceWell would be \$94,749.

10 They offer over a 26 percent  
11 reduction in price for the same equipment  
12 if we were to go out and actually purchase  
13 this equipment. Otherwise, we're looking  
14 at a much higher cost to the Authority.

15 So, we are -- we are -- we are  
16 receiving a --

17 [Indiscernible - overtalking]

18 -- a savings on -- on -- on the --  
19 on the process of actually person --  
20 purchasing it.

21 JOHN DEVLIN: Hey, Claude. John  
22 Devlin here. Can you hear me?

23 CLAUDE SMITH: Yes, I can hear you.

24 JOHN DEVLIN: Oh.

25 So, when was the last time we

1 purchased --

2 I thought we just purchased one or  
3 a reconditioned one for the plant. Am I  
4 mistaken?

5 CLAUDE SMITH: We -- we actually --  
6 we actually went through a purchase -- a  
7 lease-purchase of a -- of a backhoe. Yes.

8 JOHN DEVLIN: Okay.

9 CLAUDE SMITH: Yes. But --

10 JOHN DEVLIN: Yeah. I thought it  
11 was a pretty big issue.

12 CLAUDE SMITH: Right.

13 And -- and --

14 Last year.

15 But, we -- we -- we -- we still do  
16 need a backhoe because of the fact that  
17 the backhoe that we have here is pretty  
18 much -- it's not quite inoperable, but it  
19 is having difficulties in terms of  
20 operating it. And we are in need of a  
21 backhoe at this particular point in time.

22 JOHN DEVLIN: So, you need a  
23 backhoe where? At the plant or --

24 CLAUDE SMITH: We do need a backhoe  
25 at this location; at the distribution --

1 the distribution site.

2 JOHN DEVLIN: Okay. That's --  
3 that's where I was getting confused.

4 Because I was at the plant last  
5 year and I thought it kind of looked --  
6 kind of looked nice. It was kind of new.

7 So, what are the plans to do with  
8 the old one that's not working well?

9 CLAUDE SMITH: We can do what we  
10 did with the other particular backhoe. It  
11 was actually to auction it off, --

12 JOHN DEVLIN: Right.

13 CLAUDE SMITH: -- which we were  
14 able to do this year.

15 We did -- we were able to actually  
16 auction that particular equipment off.

17 I -- I can't tell you what the  
18 going cost -- price was, in terms of our  
19 receipt was for -- for that particular  
20 backhoe. I don't have that information in  
21 front of me. But, we were able to -- to  
22 at -- at least acquire some funding from  
23 auctioning that particular backhoe.

24 JOHN DEVLIN: Thank you.

25 Fred? Do you have anything else?

1 CLAUDE SMITH: This is a  
2 resolution. It says our resolution.

3 FREDRIC BOR: Do we hear a motion  
4 to approve the purchase of the --

5 [Indiscernible - low speaking  
6 background voices]

7 GARY HILL: I'll move it. Gary  
8 Hill. I'll move it.

9 JOHN DEVLIN: I'll -- I'll second  
10 that.

11 John Devlin, again.

12 FREDRIC BOR: Thank you, Mr. Hill.

13 Roll call.

14 Ms. Bailey?

15 PATRICIA BAILEY: Yes.

16 FREDRIC BOR: Mr. Banfield?

17 GLENN BANFIELD: Yes.

18 FREDRIC BOR: Mr. Hill?

19 GARY HILL: Yes.

20 FREDRIC BOR: Ms. Langford?

21 NYNELLE LANGFORD: Yes.

22 FREDRIC BOR: Chairman. Devlin?

23 JOHN DEVLIN: Yes. Thank you.

24 FREDRIC BOR: The 8(b) is approved.

25 JOHN DEVLIN: Fred?

1 [Indiscernible - low speaking  
2 background voices]

3 FREDRIC BOR: I believe the ED  
4 mentioned the only other item for  
5 discussion was gonna be (h). Anita was  
6 gonna talk about the refunding of water  
7 system revenue.

8 Is that right, Mr. Armstrong?

9 ANITA THAPA: Yes. I believe so.  
10 Good morning, everyone.

11 JOHN DEVLIN: Good morning.

12 [Indiscernible - overtalking]

13 ANITA THAPA: So, today, we are --  
14 Morning.

15 Today, we are presenting our bond  
16 resolution to adopt to refinance the 2007  
17 water system revenue.

18 This refunding was available in  
19 2017. However, because of the situation  
20 with the city's financial status and --  
21 and our credit was also not good. So, we  
22 were not able to refund this -- or  
23 refinance this in 2017.

24 We did look this --

25 It's been over now that we've been



1 looking to refinance this 2007 refunding  
2 bond.

3 So, finally, with the help of our  
4 financial advisor, Bendix advisors, and  
5 also, our bond counselor, we were able to  
6 put this resolution to refinance the 2007  
7 bond -- refunding.

8 The balance on this bond, 2007  
9 bond, is -- including the interest and  
10 principal, is five -- five million and 417  
11 thousand. And with the proposal presented  
12 by RBC Capital Markets, we will be saving  
13 about 216 -- 6,000 in savings in this  
14 refinance -- refinance.

15 Obviously, there's the cost to --  
16 for this --

17 The cost of this is about 192,000,  
18 but this -- this will be -- not be an  
19 out-of-pocket from MUA; this will be  
20 netted against the savings.

21 So, the -- the net savings would be  
22 246,000.

23 So, this is pretty, you know --

24 It -- it doesn't mean that we will  
25 still go forward later on, because, still

1           -- we are still not -- our investment is  
2           not an investment grade rate -- rating.  
3           We still don't have that rating.

4                        However, because of the --

5                        Per our financial advisor, the city  
6           -- Atlantic City board was able to  
7           refinance -- was successful in refinancing  
8           their bond recently.

9                        So, they are putting into --

10                      Because of that situation, you know  
11           -- you know, they look into -- about this  
12           project. So, we were able to kind of look  
13           into this one. And right now, we -- we  
14           are kind of presenting this bonding here.

15                      So, like I said, the saving will be  
16           266,000, but the net saving will be  
17           346,000.

18                      It is very imperative, because,  
19           hopefully --

20                      I know that there are many other  
21           resolutions that's important going on.

22                      Hopefully, the state will move  
23           forward and be okay with this when --  
24           after -- after the board approves this  
25           resolution.

1           Because as I see -- as we presented  
2           it in the board package, there is a  
3           timetable listed there. And it is best  
4           interest in the -- interest -- interest of  
5           the ACMUA that we publish --

6           We have to publish this notice of  
7           adoption of bond resolution by May 20th.  
8           And the timetable, depending on if this  
9           board -- if this resolution would be  
10          approved or not, then we have -- we will  
11          have a 20 days' estoppel period, which is  
12          by June 10th.

13          If we were -- be able to publish  
14          this notice by May 28th, then we will be  
15          -- by June 20th, estoppel period will be  
16          -- end, the 20 day estoppel period.

17          So, on June 16, we will -- we will  
18          be able to award the resolution -- another  
19          resolution, which will be more in detail.  
20          And by that time, I can -- we can present  
21          more detail about this refinancing -- 2007  
22          refinancing.

23          And, hopefully, by that time, we  
24          can also -- our bond "counseling"  
25          [pronounced incorrectly] and then

1 financial advisor also can be at the board  
2 meeting so that they can explain all the  
3 situation of this refinancing.

4 FREDRIC BOR: So, Anita, it's your  
5 recommendation, along with the financial  
6 advisors, that --

7 ANITA THAPA: Mm-hmm.

8 FREDRIC BOR: -- that the board  
9 should favorably consider this resolution?

10 ANITA THAPA: Yes.

11 Like I said, it was -- there was a  
12 --

13 You know, we could have refinanced  
14 this in 2017, but because of this takeover  
15 situation and the Atlantic City -- City  
16 situation, we were not able to refinance  
17 it. So, this is the chance at this point.

18 Although, in --

19 Our investment, we are not  
20 investment grade. It's not that great.  
21 But, I guess our financial "advisor"  
22 [pronounced incorrectly] are working  
23 through the RBC Capital Markets.

24 So, this is --

25 Hopefully, it will go through.

1           FREDRIC BOR: And, Anita, what's  
2           that May 20th date? I didn't quite  
3           understand.

4           ANITA THAPA: So, May 20th is in --  
5           It just --

6           Because it's the -- the refunding  
7           -- refinancing the bonds. Right?

8           So that it's a process. This --  
9           Lots of process involved here.

10          So, we have to publish the notice  
11          of adoption of bond resolution after we  
12          approve this resolution.

13          So, it is very imperative --

14          If we want to, for example --

15          By August --

16          We want to get "this" [pronounced  
17          incorrectly] things done by August 21st.

18          So, there is a process there in  
19          order to move this proposal forward -- or  
20          this refinancing forward.

21          FREDRIC BOR: Okay. Thank you.

22          ANITA THAPA: Mm-hmm.

23          JOHN DEVLIN: Fred -- or maybe this  
24          should be for Mr. Armstrong.

25          How come our bond counsel's not

1 here today?

2 ANITA THAPA: Um --

3 JOHN DEVLIN: I think --

4 I was just asking Mr. Armstrong.

5 ANITA THAPA: Yeah. He's muted.

6 You are muted, Mr. --

7 JOHN DEVLIN: Okay. He can unmute.

8 MICHAEL ARMSTRONG: Hello.

9 Yes. I don't --

10 JOHN DEVLIN: How are you doing,

11 Mike?

12 MICHAEL ARMSTRONG: I am --

13 [Indiscernible - overtalking]

14 JOHN DEVLIN: Yeah. I was just

15 wondering what --

16 MICHAEL ARMSTRONG: I heard you.

17 JOHN DEVLIN: Okay.

18 MICHAEL ARMSTRONG: Yeah. I -- I

19 --

20 To be honest with you, Anita would

21 probably have to answer that. Because we

22 met with him last -- a couple -- about a

23 week ago. We told him about the meeting

24 date. I'm not quite sure what his

25 availability was for today.

1                   But, Anita, if you know the status  
2                   of why he could not be here.

3                   ANITA THAPA: Yeah. He -- he was  
4                   willing to. But, this -- this is to adopt  
5                   the bond resolution. The more detail will  
6                   be -- you know, we are looking in the June  
7                   16th.

8                   So, you --

9                   JOHN DEVLIN: I -- I understand.

10                  ANITA THAPA: Uh-huh.

11                  JOHN DEVLIN: You know, I just  
12                  think, if we're voting on something, I --

13                  You know, one is, we're paying a  
14                  bond counsel to represent us.

15                  And two, I'm sure --

16                  It's only, maybe, once or twice a  
17                  year we actually see his face.

18                  So, if -- if I could make a  
19                  request. If we're gonna do anything with  
20                  bond counsel, can we request his presence  
21                  at our meeting, please?

22                  FREDRIC BOR: You mean --

23                  ANITA THAPA: Sure. So, definitely  
24                  is.

25                  The next board meeting, if you

1           like, we -- we would also invite our  
2           financial advisor to advise us, as well.

3                     JOHN DEVLIN: That's fine. Yeah.

4                     Anytime it require -- requires a  
5           vote on the bond, can we just -- I -- I  
6           would like to make a request to have our  
7           bond counsel here and present.

8                     Thank you.

9                     ANITA THAPA: But, like I said,  
10          this one is just to adopt the bond  
11          resolution of the five million to  
12          refinancing -- refinancing. It's --

13                    Once we approve this one, then we  
14          can move forward.

15                    So, by June 16, the more detail on  
16          the bond resolution will be -- will be  
17          available.

18                    GARY HILL: So, question.

19                    Gary Hill.

20                    So, Anita, --

21                    ANITA THAPA: Mm-hmm.

22                    GARY HILL: -- this is a step we  
23          need to move forward.

24                    Correct?

25                    ANITA THAPA: Yes. This is just to



1 adopt the resolution.

2 GARY HILL: I understand.

3 And can you repeat the savings to  
4 the MUA so our wonderful friends --  
5 Mr. González -- can hear that number?

6 ANITA THAPA: Okay. Uh-huh.

7 So, the -- this 2007 refunding, the  
8 balance right now, which will be expired  
9 in 2029, including interest -- principal  
10 and interest, is 5.4 million.

11 So, with this proposal, the  
12 refunding --

13 After the refunding balance,  
14 including the interest, would be five  
15 point five -- million and 50,000.

16 So, the net -- or the gross --  
17 gross saving is the 266 thousand, 500.

18 And with the next saving meeting,  
19 after the cost of the issuance and all the  
20 underwriting cost, the next saving would  
21 be 346,000.

22 MICHAEL ARMSTRONG: And -- and just  
23 for the record, we -- I had a discussion  
24 with Mr. González about this in advance.  
25 Anita prepared a memo to me, and I shared

1           that memo with Mr. González so that he  
2           would understand the impact and the  
3           savings that it would have on the  
4           Authority.

5           Okay.

6           GARY HILL: Thank you.

7           JOHN DEVLIN: Fred?

8           FREDRIC BOR: Okay. If we're  
9           prepared to move on this, is there a  
10          motion on "H," refunding of water system  
11          bonds?

12          PATRICIA BAILEY: Motion.

13          Ms. Bailey.

14          FREDRIC BOR: And second --

15          Is there a second? Second?

16          Somebody?

17          GARY HILL: Second.

18          FREDRIC BOR: Thank you, Gary.

19          Miss Bailey?

20          PATRICIA BAILEY: Yes.

21          FREDRIC BOR: Mr. Banfield?

22          GLENN BANFIELD: Yes.

23          FREDRIC BOR: Mr. Hill?

24          GARY HILL: Yes.

25          FREDRIC BOR: Ms. Langford?

1 NYNELL LANGFORD: Yes.

2 FREDRIC BOR: And Mr. Devlin?

3 JOHN DEVLIN: Yes.

4 FREDRIC BOR: Is there -- is there  
5 anything else under "Executive Director"  
6 that you want to bring to the attention of  
7 the board?

8 MICHAEL ARMSTRONG: Not for open  
9 session, no.

10 FREDRIC BOR: Okay. Thank you.

11 Next, we have "Public  
12 Participation." I don't know if we have  
13 anybody.

14 JOHN DEVLIN: Fred, I think we had  
15 some people Zoom in for the public  
16 portion. Ms. Thomas, and I believe  
17 Councilwoman Dunston is in -- in the  
18 audience.

19 FREDRIC BOR: Okay. Just one thing  
20 before we begin.

21 We had a rule in the board for  
22 several years that we limit the  
23 discussions to ten minutes. That was --

24 It came into place about five, six  
25 years ago.

1           So, we welcome the public  
2 participation, of course, but be mindful  
3 of the time frame a person is usually  
4 allowed. Sometimes, we extend that if  
5 it's a critically important issue. That's  
6 the general time frame the board has had  
7 in the past.

8           So, with that --

9           You say we have two --

10          Ms. Dunston, are you there?

11          Councilwoman Dunston?

12                   COUNCILWOMAN LaTOYA DUNSTON: Yes.  
13 I'm here.

14                   FREDRIC BOR: If you want to  
15 unmute, you're live.

16                   COUNCILWOMAN LaTOYA DUNSTON: Okay.  
17 I'm calling in this morning because, as  
18 I'm listening further -- and I've been  
19 following some of the meetings -- it is --

20                   [Indiscernible - Zoom momentarily  
21 cut out]

22                   So, allegedly, --

23                   [Indiscernible - Zoom momentarily  
24 cut out]

25                   -- wells is contaminated with what

1 is called with P -- PFOS?

2 FREDRIC BOR: Yes.

3 MICHAEL ARMSTRONG: Yes.

4 COUNCILWOMAN LaTOYA DUNSTON: And  
5 -- and -- and as I listen, "we" pronounced  
6 incorrectly] contaminated with PFOS.

7 I don't know if anyone in the  
8 community has been alerted. I know I  
9 wasn't alerted.

10 And as I research PFOS, this is the  
11 same chemical that was in the Flint,  
12 Michigan water.

13 [Indiscernible - overtalking]

14 And looking at the dangers of what  
15 it could do to our health, I'm just  
16 concerned that -- how are we addressing  
17 it?

18 "Is" [pronounced incorrectly] there  
19 a copy of the report made available to the  
20 public? And -- and what "is" [pronounced  
21 incorrectly] our plans to fix this? And,  
22 also, alert the community. So, "do"  
23 [pronounced incorrectly] --

24 As it "stand" [pronounced  
25 incorrectly] now, do we need to stop

1 drinking the water?

2 MICHAEL ARMSTRONG: No. We --

3 I'm -- I'm glad you -- you hear the  
4 data. We have our experts here that can  
5 give you some background with respect to  
6 --

7 There's no reason for alarm.

8 This is something that is affecting  
9 a good deal of the country, believe it or  
10 not. And as long as the amount of this  
11 substance is below a certain level,  
12 regulatory agencies have indicated that  
13 it's safe for consumption without doing  
14 any harm.

15 And believe it or not, there are  
16 other common contaminants that are in your  
17 drinking water, but as long as they remain  
18 below a certain level, there's no reason  
19 for concern.

20 I'll let the experts get into  
21 giving you some basic idea of what's going  
22 on specifically with PFOS; how it got  
23 here.

24 We're also involved in litigation  
25 against the federal government as to how

1           this leached into our water system, along  
2           with hundreds, maybe thousands of other  
3           municipalities across the country.

4                     We have the -- our attorney online.

5                     [Indiscernible - low speaking  
6           background voices]

7                     And we're trying to fight in -- in  
8           -- in that litigation to get money to be  
9           provided for eradicating this from our  
10          water system.

11                    [Indiscernible - low speaking  
12          background voices]

13                    We're active and we're aggressive  
14          with the --

15                    THE COURT REPORTER: Ms. Dunston --  
16          Ms. Dunston --

17                    MICHAEL ARMSTRONG: So, I don't  
18          know if you can hear me.

19                    ...background noise.

20                    THE COURT REPORTER: Hold on. Hold  
21          on.

22                    COUNCILWOMAN LaTOYA DUNSTON: What?

23                    THE COURT REPORTER: Ms. Dunston,  
24          you have --

25                    There's a lot of noise in the

1 background, and it is interfering. Could  
2 you either ask them to leave or something?

3 MICHAEL ARMSTRONG: She just muted  
4 herself.

5 THE COURT REPORTER: Okay.

6 Mr. Armstrong, "we're active and  
7 we're aggressive with" --

8 MICHAEL ARMSTRONG: Yeah.

9 Pursuing this.

10 If you notice, we had a resolution  
11 today, and that resolution was for us to  
12 declare a state of emergency so that we  
13 can act quickly.

14 We've already assembled a team.

15 We're gonna have a meeting with DEP  
16 tomorrow morning.

17 I know that the state is also  
18 actively involved and pursuing this as  
19 well so that we stay ahead of it.

20 One thing you should be aware of is  
21 that the state of New Jersey has taken the  
22 lead with respect to this across the  
23 country. And they have the strictest  
24 criteria of -- of any state thus far.

25 So that, hopefully, we --



1           You know, their regulations keep it  
2           in check so that it doesn't rise to the  
3           level that it could be of any major  
4           concern.

5           We --

6           The purpose of this meeting and  
7           moving the resolutions that you heard  
8           about earlier was to -- to -- for us to  
9           get on it and resolve it as expeditiously  
10          as possible -- humanly possible.

11          This resolution allows us, in some  
12          cases, to dispense with public contracting  
13          laws in some ways that would delay us in  
14          any way. We want to make sure that we  
15          have the ability to move very quickly.

16          So, that's what you're hearing  
17          today with respect to the -- these  
18          resolutions.

19          So, if -- if there is --

20          If you'd like to hear,  
21          specifically, a little bit more about PFOS  
22          and what PFOS is, I'd defer to one of our  
23          experts from H2M.

24          [Indiscernible - overtalking]

25          UNIDENTIFIED MALE SPEAKER:

1 Director --

2 COUNCILWOMAN LaTOYA DUNSTON: Yes.  
3 I would like to hear from a expert.

4 PATRICK COLE: Thank -- thank you,  
5 Councilwoman, and Director.

6 This is Pat Cole here.

7 And again, I'll -- I'll just  
8 briefly reintroduce myself. I manage the  
9 water practice specific to New Jersey on  
10 behalf of H2M Architects and Engineers.

11 And we have been involved in  
12 support of the ACMUA's engineer of record,  
13 Vince Polistina, from the -- from, really,  
14 the -- the onset of the understanding of  
15 this problem early this year, which is  
16 when the state of New Jersey put into  
17 effect a set of new regulations.

18 As the director had made reference  
19 to, there are somewhat headliners or -- or  
20 leaders in comparison to the rest of the  
21 country.

22 The federal government has not yet  
23 regulated this family of compounds  
24 formally, but New Jersey has taken some  
25 preemptive steps to make sure that they do

1 not persistently appear in drinking water  
2 in -- in the state.

3 So, that being said, your own --  
4 your own professionals, Councilwoman, the  
5 -- your professionals within the ACMUA  
6 structure have begun testing for water  
7 quality, have detected these compounds,  
8 and, working with Mr. Polistina's office,  
9 H2M developed this set of alternatives  
10 that would, let's say, combine economic  
11 and -- and efficacy in immediately and on  
12 an emergent basis treating those compounds  
13 to below the levels that our own state  
14 Drinking Water Quality Institute have been  
15 -- considered suitable for consumption and  
16 -- and in mitigating their affect on  
17 public health.

18 So, that the -- the upshot of that,  
19 you know, from a practical standpoint, is  
20 as, of today's meeting, we've been  
21 authorized by the MUA to administer an  
22 emergency project to bring treatment into  
23 effect on behalf of the citizens of  
24 Atlantic City. So, we'll be the -- in the  
25 context of that project, spending the --

1 the remainder of this spring and summer  
2 writing what amounts to a foot race, from  
3 a project administration standpoint, to  
4 implement those treatment psychology,  
5 again, rapidly on an emergent basis.

6 There's tons of other detail,  
7 additional detail, that we could go into.

8 I'm here today with the managing  
9 partner of our national water practice.  
10 His name's Jim Roberts.

11 Between us and -- and our, you  
12 know, extensive kind of team of experts,  
13 we're deeply experienced in administering  
14 projects of this nature. So, we'd be  
15 happy to take any form of question that  
16 you may have about the nature of this  
17 work, the nature of the contaminates, and  
18 what we'll be doing on your behalf over  
19 the next few months.

20 JAMES ROBERTS: And -- and if I  
21 could --

22 This is Jim Roberts, with -- with  
23 H2M.

24 I would just add to what Pat has --  
25 has said; that, at the federal level, the

1 federal EPA has not established what --  
2 what -- what's -- what's called a  
3 contaminant level, an MCL, which is,  
4 really, a -- a line in the sand in terms  
5 of regulatory compliance.

6 What they do have in their  
7 regulations is what they call a health  
8 advisory. So, they have a health advisory  
9 that is on the order of seven times  
10 greater than what New Jersey has enacted  
11 as their MCL.

12 So that New Jersey has enacted an  
13 actual contaminant level for us to -- to  
14 -- to manage to.

15 The only thing --

16 And -- and we -- we're always -- as  
17 engineers, we're always very cautious not  
18 to speak on behalf of the public health  
19 officials with regard to the specifics  
20 about the impacts on -- on public health,  
21 but what -- what -- what we can say, I  
22 think fairly confidently, is that the  
23 regulatory agencies work hard to set those  
24 standards at levels that are exceedingly  
25 protective of public health.

1           And we, as you heard on the -- on  
2           the call earlier, we will be meeting with  
3           the New Jersey Department of Environmental  
4           Protection tomorrow. They --

5           Those are the -- the persons that  
6           oversee that in -- in order to move this  
7           ahead as expeditiously as possible to --  
8           to get those contaminants to -- to the  
9           level that -- really, nondetect, to get  
10          them out of -- out of the water.

11          So, there -- there --

12          It -- it is a serious issue, and --  
13          and I think the actions of the MUA have --  
14          have exhibited that.

15          And we -- we will be working with  
16          the regulatory folks to get that addressed  
17          as soon as possible.

18          FREDRIC BOR: Thank you,  
19          Mr. Roberts.

20          If we --

21          Maybe, Mr. Chairman, if  
22          Councilwoman Dunston is fine with the  
23          responses, we have, I believe, another  
24          guest.

25          JOHN DEVLIN: Miss -- Miss Dunston,

1 do you have any follow-ups?

2 COUNCILWOMAN LaTOYA DUNSTON: Yes.  
3 I'm okay. I just --

4 And how can I put in a request to  
5 get a copy of the -- the report and the  
6 levels?

7 MICHAEL ARMSTRONG: If you just  
8 send your request over to the MUA, we'll  
9 take whatever steps necessary to get that  
10 to you.

11 COUNCILWOMAN LaTOYA DUNSTON: Okay.  
12 Thank you so much.

13 MICHAEL ARMSTRONG: You're welcome.

14 FREDRIC BOR: Thank you,  
15 Councilwoman.

16 STEVEN YOUNG: How are you doing?  
17 Can you hear me?

18 FREDRIC BOR: Yes. How are you?

19 STEVEN YOUNG: All right. This is  
20 Steve Young. I would like to be heard.

21 [Indiscernible - overtalking]

22 JOHN DEVLIN: You have the floor,  
23 Mr. Young.

24 STEVEN YOUNG: Thank you.

25 I've just got a question about the

1 -- the water as well.

2 You know what happened with Flint,  
3 Michigan, as -- as well as Newark. Very  
4 close to here.

5 And we know that regulations is one  
6 thing, but public health is another.

7 At what point do you notify the  
8 public of what the health issue is, like,  
9 when it comes to this type of issue? At  
10 what point "do" [pronounced incorrectly]  
11 the board or anybody notify the public of  
12 the health issue related to this water?

13 MICHAEL ARMSTRONG: I'm gonna speak  
14 generally and I'm gonna ask either Pat or  
15 Jim to jump in.

16 But, there --

17 The regulations require that, if  
18 the amount of the contaminant reaches a  
19 certain level, then we're required to  
20 issue a public notice. It hasn't --

21 We haven't reached that level yet.

22 That's why I said, you know,  
23 there's nothing that indicates --

24 And that's at, even, the lower  
25 standards that New Jersey is imposing, the



1 much lower standards. We haven't met that  
2 yet.

3 And we're required by law to -- to  
4 provide that, that notice to you. There's  
5 no way around it.

6 But, again, we haven't met that  
7 standard yet.

8 Jim -- Jim could tell you, in a  
9 little bit more detail, what that standard  
10 is and when public notice will be  
11 required.

12 JAMES ROBERTS: Yeah. Director  
13 Armstrong, I -- I think the really concise  
14 answer to -- to that question -- and it is  
15 a good question -- is that the public  
16 health --

17 So, the Health Department and the  
18 public health officials are really  
19 overseeing what we are doing, what you're  
20 -- what we're doing on behalf of you, and  
21 -- and, obviously, what you do day-to-day.  
22 And -- and they direct us as it relates to  
23 notifications and -- and -- and so on and  
24 so forth.

25 So, we are --

1           And -- and -- and that all wraps  
2           around the -- the -- the level of  
3           compliance and -- and so on and so forth.

4           So, those -- those are things that  
5           are not up to us, per se, to -- to -- to  
6           really implement. Those are --

7           We're -- we're acting at the  
8           direction of -- of DEP and -- and the  
9           public health officials on that.

10           STEVEN YOUNG: Well, I -- I do hope  
11           that, in -- in the future, let's be  
12           proactive. Because that will be --

13           Convention -- prevention's very  
14           important. It is best to be proactive.

15           We know regulations are there for a  
16           lot of things, especially with water. In  
17           Michigan and all over the country. But,  
18           when it came to health, it was an  
19           emergency when it happened.

20           So, we don't want to be caught in  
21           that situation.

22           So, if you guys that are from the  
23           health and environmental and regulations  
24           that communicate together, that would be  
25           -- it would be very good. And communicate

1 with the residents as well.

2 Thank you.

3 FREDRIC BOR: Thank you, Mr. Young.

4 Take care.

5 Mr. Chairman, I -- I don't believe  
6 we have any other public participation.

7 I'm --

8 [Indiscernible - overtalking]

9 JOHN DEVLIN: Yes, we do.

10 James? I --

11 JAMES WHITEHEAD: Yes. Hi. Yes,  
12 sir.

13 JOHN DEVLIN: Hi.

14 JAMES WHITEHEAD: Hello.

15 JOHN DEVLIN: I think there --

16 Hold on, Mr. Whitehead.

17 I -- I thought that there was a  
18 Miss Thomas on the line. She was there  
19 earlier.

20 Is there a Miss Thomas on the line?

21 MICHAEL ARMSTRONG: She left.

22 JOHN DEVLIN: Okay. No problem.

23 Mr. Whitehead, I know you did a  
24 presentation at the school district. I  
25 said I'd give you an opportunity. Just,

1 if you could, keep it within ten minutes.

2 JAMES WHITEHEAD: Yes, sir. Yes,  
3 sir.

4 First, I'd like to say good morning  
5 to -- to everyone; Chairman Devlin,  
6 Councilwoman Carla Thomas,  
7 Councilwoman LaToya Dunston, First Lady  
8 Nynell Langford, Patricia Bailey,  
9 everybody. Good morning.

10 My name is Jimmy Whitehead, and  
11 I've been engaged and involved with a  
12 project to help America uncloak the  
13 COVID-19 invisible enemy.

14 And the project that we're doing is  
15 called the FLASH health device.

16 And the FLASH device was developed  
17 by a group of scientists over in Hawaii  
18 who work for NASA and NSA and some other  
19 agencies.

20 And what they've been doing for the  
21 past 30 years, they've been shooting a  
22 beam of light out into the galaxy. And  
23 with that beam of light, they can tell you  
24 what the chemical compound is on Mars, on  
25 Pluto or Venus. And they, primarily, have

1           been tracking space to look for any kind  
2           of alien's viruses entering our orbit.

3                       So, after COVID hit, they got  
4           together. They said, listen, if we could  
5           shoot a beam of light all the way out into  
6           space and tell you what's going on out  
7           there, why can't we just shoot a beam of  
8           light to somebody standing two feet away  
9           and tell you whether they have COVID or  
10          not?

11                      So, they came up with this device.  
12                      I sent it to everybody. I sent a  
13          video to Mr. Devlin.

14                      But, it's a device called a FLASH  
15          device. What it is, it uses what they  
16          call quantum photonic physics technology.

17                      And using that, it identifies a  
18          signature of COVID that may be in  
19          somebody.

20                      And it -- and it doesn't touch a  
21          person. You don't use any swabs. You  
22          don't use any kind of devices to make any  
23          contact at -- at all.

24                      And all it is is that a light comes  
25          on to illuminate your face, and then they

1 re-insert it into some type of telescope  
2 technology. And because it's artificial  
3 intelligence, it can be calibrated up to,  
4 like, 98 percent, 99 percent accuracy, in  
5 less than ten seconds, they could tell you  
6 if somebody has COVID or not.

7 And we've been doing some trial --  
8 chemical trials here in the -- the city  
9 with the project.

10 And because, at Homeland Security,  
11 water agencies, financial institutions,  
12 some other strategic organizations fall  
13 within the C -- CISA, which is the  
14 Homeland Security, cybersecurity industry  
15 -- security agency, critical  
16 infrastructure organization, we thought  
17 that it would be a fabulous collaboration  
18 -- like we're testing folks right now in  
19 -- in the community -- if we --

20 And I thought about this during  
21 Mother's Day because I thought it would be  
22 a nice Mother's Day thing.

23 But, to have your employees  
24 participate in this voluntary trial so  
25 that we could stand up and say, out of

1           everybody in America, Atlantic City has  
2           taken a lead in terms of identifying  
3           unique technologies that can help us  
4           navigate COVID-free zones in the future.  
5           And it may even create an environment  
6           where the -- the Municipal "Utility"  
7           [stated incorrectly] Authority could  
8           create some more friends in Washington,  
9           D.C., whether it's at EPA or Homeland  
10          Security or other agencies.

11                        Because, at the end of the day,  
12          when we use this technology, not only are  
13          we making a COVID-free zone wherever we do  
14          it --

15                        For example, let's say a school,  
16          the reason I talked to the Board of  
17          Education.

18                        Right now, when people get  
19          vaccinated -- and I'm so engaged in this  
20          whole thing, so -- from the beginning, it  
21          doesn't mean that you can't catch it and  
22          give it to somebody else. Right?

23                        We have some new mutations coming  
24          in from India and other places where the  
25          vaccination may or may not work.

1           But, if -- when you take your kids  
2           to school and if the kids go through a  
3           process of being FLASH-ed before they walk  
4           in the classroom or before they walk in  
5           the school building, you'll know a hundred  
6           percent that everybody in that room does  
7           not have COVID. Period.

8           And that's what we call a  
9           COVID-free zone.

10          And so when I was talking to  
11          Chairman Devlin, because your workers --  
12          put it just like, you know, public  
13          service, like the police officers and --  
14          and teachers and people who do things for  
15          the community and get deep down into the  
16          community, are always at risk of being in  
17          contact with somebody who may have COVID.

18          Now, if we did a -- a test with  
19          your organization and, let's say, we did,  
20          three days, people who like to volunteer  
21          in a -- at the COVID test, they will come  
22          in. They would just do the swab, which is  
23          the PCR test that everybody does right  
24          now, and then they would sit in the next  
25          chair and we'd just FLASH them. Click. A



1 little light comes on. And we'll be able  
2 to compare the data between those two  
3 tests.

4 So, what that does is help  
5 Atlantic City lead with new technologies  
6 and -- and new solutions that are  
7 completely passive. That does not touch a  
8 person. It doesn't put anything into  
9 somebody. Like when you go to the airport  
10 and you walk through the metal detector,  
11 they use radiation to be able to get you  
12 -- to check you with that.

13 But, with this device, the FLASH is  
14 passively scanned. It screens and detects  
15 SARS and COVID virus in realtime.

16 "FLASH" stands for Fast Lighting  
17 Sensing Holograph molecule -- the molecule  
18 imaging system.

19 The FLASH is a camera sensor that  
20 could see target signatures of particular  
21 viruses. And the FLASH camera sensor  
22 detects the voltronic spectrum of atoms  
23 and molecules that express themselves as  
24 specific electromagnetic patterns and wave  
25 labs.

1           So, some real high-level  
2           technology, way over my head, but I do  
3           know that, out of everybody in America, we  
4           have a unique opportunity to have one of  
5           the only devices right here in  
6           Atlantic City that we've been testing in  
7           the community.

8           The scientist who created this,  
9           he's -- he actually was born in New Jersey  
10          and was educated at Stevens Institute of  
11          Technology. So, here we further have a  
12          New Jersey genius who created this  
13          technology and "done" [pronounced  
14          incorrectly] it for NASA.

15          And we can teach our youth about  
16          this kind of technology and our community  
17          so that, once we get a opportunity to  
18          start manufacturing this product  
19          throughout America, hundreds of millions  
20          of these devices going to sports stadiums,  
21          et cetera, well, we need to have that  
22          manufacturing facility right here as well.

23          So, now we're creating jobs,  
24          preparing people, and teach them how to  
25          use the device, and collect the data, and

1 we're creating jobs in manufacturing.

2 But, more importantly, we're  
3 creating COVID-safe zones within our  
4 public facilities, within our public  
5 employees, and, wherever there is a chance  
6 of contracting COVID, we'll be able to  
7 create these public-free zone -- or  
8 COVID-free zones.

9 And I'll take any questions you  
10 have.

11 FREDRIC BOR: Hearing none, thank  
12 you very much, Mr. Whitehead, for your  
13 presentation.

14 JAMES WHITEHEAD: Yes, sir.

15 JOHN DEVLIN: Mr. Whitehead, I -- I  
16 think what -- proper would be you reach  
17 out to our new executive director,  
18 Mr. Armstrong, --

19 JAMES WHITEHEAD: Yes, sir.

20 JOHN DEVLIN: -- and, you know,  
21 give him an in-depth -- I know this is  
22 your quick ten minutes, but give an  
23 in-depth dialogue of exactly what -- what  
24 your company does, where it's based, a  
25 little background on yourself.

1 JAMES WHITEHEAD: Sure.

2 JOHN DEVLIN: And I'll get that  
3 contact information and for you to speak  
4 directly with him. Fair enough?

5 JAMES WHITEHEAD: Sure.

6 And I'll tell you this,  
7 Mr. Armstrong. The -- the astro  
8 scientist, Dan O'Connell, he's gonna be  
9 coming back to town today, Thursday and  
10 Friday and "we" [pronounced incorrectly]  
11 gonna be doing some testing here, and we  
12 would love to show it to you firsthand,  
13 just as we did with the director of HHS at  
14 city hall, Wilson Washington.

15 Mayor Smalls was FLASH-ed on this  
16 device. Karen Fitzpatrick. A lot of the  
17 Bangladesh community.

18 But, he'll be here for a few days.  
19 And we can give you a live demonstration.

20 And like I say, this could create  
21 some unique synergy for your organization  
22 and some DC agencies, which could also  
23 bring some additional resources towards --  
24 towards your efforts.

25 MICHAEL ARMSTRONG: Okay. Given my

1 schedule over the next two days, I'm not  
2 exactly sure that I can make it, but if  
3 you give me your information, I'll take a  
4 look, and maybe I could move things around  
5 and make it --

6 I'd like to see the material or the  
7 information in advance, though. I would  
8 like to have any documentation that --

9 [Indiscernible - overtalking]

10 JAMES WHITEHEAD: Yes, sir. I'll  
11 get that to you. Just like Mr. Devlin  
12 said, I'll get your contact information  
13 from Mr. Devlin and actually send you a  
14 video that explains it, as well as some  
15 background material. Okay?

16 MICHAEL ARMSTRONG: Thank you.

17 JOHN DEVLIN: Thank you,  
18 Mr. Whitehead.

19 JAMES WHITEHEAD: God bless you,  
20 everybody. Stay safe and healthy.

21 JOHN DEVLIN: Thank you, sir.  
22 Fred?

23 FREDRIC BOR: Yes. We can move  
24 along to "Old Business."

25 There are several bids to consider

1 for acceptance.

2 And the first one is janitorial  
3 services for administration/operations  
4 facilities.

5 If anyone wants to comment on it.  
6 Mr. Armstrong, Claude, please do. If not,  
7 we'll move on it.

8 MICHAEL ARMSTRONG: I think  
9 Claude's gonna speak to that.

10 CLAUDE SMITH: Okay. This -- this  
11 is typical of our routine procedures in  
12 regards to going out for bid for these  
13 particular services.

14 Of course, the contract that is  
15 currently --

16 [Indiscernible - Zoom momentarily  
17 cut out]

18 Yes. Like I -- I was just saying,  
19 this is just a general process or  
20 procedure in regards to going out for bid  
21 for these particular services.

22 Of course, the contracts that we  
23 currently have are expiring, and we need  
24 to at least renew these particular  
25 contracts with these particular services.

1                   They're not a lot, but, at the same  
2                   time, it's something that we actually do  
3                   need.

4                   FREDRIC BOR:    So, Claude, it --  
5                   Number 2, is in -- in the similar  
6                   fashion.   So, can we --

7                   CLAUDE SMITH:   Yes, sir.

8                   FREDRIC BOR:    -- have resolution  
9                   10(a), (1) and (2), together?

10                  CLAUDE SMITH:   They're -- they're  
11                  two -- they're -- they're two actual  
12                  separate contracts.   But, if you want to  
13                  adapt them and actually approve -- approve  
14                  our vote on it, that's fine.

15                  FREDRIC BOR:    Okay.   Thank you for  
16                  your explanation.

17                  Is there a motion on 10(a), (1) and  
18                  (2)?

19                  PATRICIA BAILEY:   Pat Bailey  
20                  speaking.

21                  Motion.

22                  FREDRIC BOR:    Thank you, Pat.

23                  JOHN DEVLIN:    I'll second that.  
24                  John Devlin.   Second it.

25                  FREDRIC BOR:    Thank you.

1 Miss Bailey?

2 PATRICIA BAILEY: Yes.

3 FREDRIC BOR: Mr. Banfield?

4 GLENN BANFIELD: Yes.

5 FREDRIC BOR: Mr. Hill?

6 GARY HILL: Yes.

7 FREDRIC BOR: Ms. Langford?

8 NYNELLE LANGFORD: Yes.

9 FREDRIC BOR: Chairman Devlin?

10 JOHN DEVLIN: Yes.

11 FREDRIC BOR: Okay. Number 3.

12 Claude, are you gonna be addressing  
13 3?

14 CLAUDE SMITH: Yeah. Three -- 3  
15 and 4, which are actually chemicals for  
16 the treatment process in regards to our --  
17 our -- our distribution -- our treatment  
18 -- treatment distribution process. And  
19 this -- these are just chemicals that  
20 we're continuously using.

21 It's just a matter of replenishment  
22 of what we have or -- and try not to  
23 actually run out of chemicals at this  
24 particular time.

25 So, a corrosion inhibitor chemical,



1 the Zyta Lite, Anionic Polymer, are both  
2 chemicals that are being utilized at the  
3 plant for -- for our treatment process.

4 FREDRIC BOR: Thank you, sir.  
5 We're familiar with that, with --

6 MICHAEL ARMSTRONG: I'm gonna step  
7 away just for a second while Claude is  
8 addressing the other issue. I'll be -- I  
9 will be right back. Just one second.

10 GARY HILL: I will -- I will move  
11 the motion, please, for 10(a) --

12 JOHN DEVLIN: Second. I'll second  
13 that.

14 John Devlin.

15 FREDRIC BOR: Thank you, Chairman.  
16 This is for 10(a).

17 But, actually --

18 GARY HILL: You can do -- you can  
19 do 10(a) --

20 [Indiscernible - overtalking]

21 FREDRIC BOR: We're gonna use (3)  
22 and (4) together. There's 10(a)(3) and  
23 (4) together.

24 GARY HILL: Right.

25 FREDRIC BOR: And we've done this

1 every year, so it's just a continuation.

2 GARY HILL: Right.

3 FREDRIC BOR: And we've had --  
4 we've had a motion and a second.

5 Miss Bailey?

6 PATRICIA BAILEY: Yes.

7 FREDRIC BOR: Mr. Banfield?

8 GLENN BANFIELD: Yes.

9 FREDRIC BOR: Mr. Hill?

10 GARY HILL: Yes.

11 FREDRIC BOR: Miss Langford?

12 NYNELLE LANGFORD: Yes.

13 FREDRIC BOR: Chairman Devlin?

14 JOHN DEVLIN: Yes. Thank you,

15 Fred.

16 FREDRIC BOR: Now, Claude, do you  
17 want to address the water main  
18 replacement?

19 CLAUDE SMITH: Yeah. Yes, number  
20 5, which is New York Avenue water main  
21 replacement.

22 This is a project that we're,  
23 somewhat, working in conjunction with the  
24 city of Atlantic City in regards to  
25 getting that water main replacement done

1 so the road restoration can be done on  
2 this particular location.

3 Of course, we went out for -- for  
4 -- for proposals. We received proposals.

5 Proposals were reviewed by -- by  
6 Polistina Associates.

7 The recommendation was to select a  
8 particular contractor for awarding this  
9 particular contract. And we're ready to  
10 actually move forward with this particular  
11 project.

12 FREDRIC BOR: Claude, this is part  
13 and parcel of the agreement that you and I  
14 negotiated with the folks over at city  
15 solicitor?

16 CLAUDE SMITH: This -- this is the  
17 --

18 FREDRIC BOR: Well --

19 CLAUDE SMITH: I think this -- this  
20 has been -- been a spinoff of the MO --  
21 MOU that we have an agreement with the  
22 city for actually completing this  
23 particular work on New York Avenue so that  
24 the road can be restored on -- on that  
25 location. This is from Magellan to

1 Mediterranean Avenue.

2 FREDRIC BOR: And the "MUA" [stated  
3 incorrectly], of course, was executed and  
4 approved.

5 CLAUDE SMITH: Yes.

6 FREDRIC BOR: Is there a motion on  
7 number 5, near -- water main replacement?

8 VINCENT POLISTINA: Fred, can I  
9 just say --

10 I want to say one thing about this,  
11 real quick, if you don't mind.

12 Vince -- Vince Polistina, the  
13 Authority's engineer.

14 I just wanted to alert -- alert the  
15 board.

16 There is still ongoing discussions  
17 about our temporary restoration that will  
18 be necessary for the project.

19 So, Claude just mentioned, this is  
20 subject of a Department of Transportation  
21 grant the city received, where they will  
22 be doing final paving of New York Avenue.

23 The city recommended a temporary  
24 paving, which I don't believe is best for  
25 the ultimate final restoration.

1           So, I just wanted to alert you that  
2           there could be some changes that need to  
3           happen specifically related to the  
4           restoration.

5           But, we want to get it moving.  
6           Given COVID, given delays in materials,  
7           given everything going on, it's better to  
8           get this awarded, continue to talk to the  
9           city and the city's consulting engineer  
10          for the DOT project so Lafayette can get  
11          moving on it.

12          Lafayette's a good contractor, a  
13          local here in Egg Harbor Township. And so  
14          we're recommending you proceed with the  
15          award

16          I just want the board to know that  
17          we could come back to you with some  
18          changes related to the restoration that  
19          the MUA has to do before the city takes  
20          over the final paving.

21          FREDRIC BOR: So noted, Vince.  
22          Thank you.

23          VINCENT POLISTINA: Thanks.

24          FREDRIC BOR: Motion on --

25          Does anyone want to move on number

1 5?

2 GARY HILL: I'll move it, please.

3 FREDRIC BOR: Thank you.

4 JOHN DEVLIN: I'll second.

5 FREDRIC BOR: Ms. Bailey?

6 PATRICIA BAILEY: Yes.

7 FREDRIC BOR: Mr. Banfield?

8 GLENN BANFIELD: Yes.

9 FREDRIC BOR: Mr. Hill?

10 GARY HILL: Yes.

11 FREDRIC BOR: Ms. Langford?

12 NYNELLE LANGFORD: Yes.

13 FREDRIC BOR: Chairman Devlin?

14 JOHN DEVLIN: Yes. Thank you,

15 Fred.

16 FREDRIC BOR: Claude, do you want  
17 to address the Clara meter reading?

18 CLAUDE SMITH: Yes.

19 Just -- just to bring you up to  
20 speed on this, this -- this is a -- a  
21 purchase that we've been dealing with this  
22 -- the -- the I-Bank DEP in regards to  
23 getting this particular process done over  
24 an extended period of time.

25 I -- I did put this on the agenda

1           because of the fact that they did  
2           recommend -- or request that we do a  
3           resolution. And then, of course, this  
4           resolution will be sent to them.

5                     And then, on top of that, they have  
6           to do reviews of all of the paperwork that  
7           was actually submitted before approval can  
8           be completed.

9                     But, if you did look at the  
10          resolution, it did mention pending state  
11          approval, our I-Bank and -- and DEP  
12          approval. But, at the same time, this is  
13          the process that we have to go through to  
14          accept the -- the -- the -- the pricing --  
15          or the bids that we -- proposal -- the  
16          bids or proposal that we actually did  
17          receive so that we can actually get the  
18          funding to do "these" [pronounced  
19          incorrectly] particular purchase for this  
20          particular item, which is the M2Us.

21                     The same thing is for --

22                     And I'm just gonna jump into water  
23          meters. It's the same thing for water  
24          meters because of the fact that this  
25          particular -- these two particular

1 purchases are actually going through this  
2 -- the -- the I-Bank or the DEP for  
3 acquiring these materials.

4 And we still have to go ahead with  
5 at least a resolution to accept them. And  
6 then go through the process of that being  
7 vetted by the -- by the DEP to see whether  
8 or not they have satisfied all the  
9 requirements and for us to go ahead and  
10 get the funding through the DEP and -- and  
11 the I-Bank.

12 FREDRIC BOR: All right. Thank  
13 you.

14 So, you're comfortable with moving  
15 the two together, Mr. Smith?

16 CLAUDE SMITH: Yes.

17 FREDRIC BOR: Okay. Is there a  
18 motion?

19 PATRICIA BAILEY: Motion.

20 Pat Bailey.

21 FREDRIC BOR: Second? Anyone?

22 GARY HILL: Second.

23 Gary Hill.

24 FREDRIC BOR: Thank you, Gary.

25 Miss Bailey?



1 PATRICIA BAILEY: Yes.

2 FREDRIC BOR: Mr. Banfield?

3 GLENN BANFIELD: Yes.

4 FREDRIC BOR: Mr. Hill?

5 GARY HILL: Yes.

6 FREDRIC BOR: Miss Langford?

7 NYNELLE LANGFORD: Yes.

8 FREDRIC BOR: Chairman Devlin?

9 JOHN DEVLIN: Yes. Thank you.

10 FREDRIC BOR: "B." Claude, you and  
11 I have had some discussion. Do you want  
12 to explain to the board this rejection?

13 CLAUDE SMITH: This is for you to  
14 locate and markout services.

15 Of course, this is, of course, a  
16 particular service that we do need.

17 We -- we have an existing contract,  
18 which has expired.

19 We went out for bid for "this"  
20 [pronounced incorrectly] particular  
21 services, but in regards to the proposal  
22 that we did receive, it was red-lined and  
23 some changes were made, which is above and  
24 beyond what we had actually put out.

25 So, based on that particular

1 scenario, we are rejecting that proposal  
2 that we did receive. And we will have to  
3 put this back out for bid.

4 [Indiscernible - overtalking]

5 FREDRIC BOR: Yes.

6 GARY HILL: Question -- question,  
7 Mr. Smith.

8 CLAUDE SMITH: Yes.

9 GARY HILL: Gary Hill.

10 Who is doing the markouts now? I  
11 forget. I don't --

12 CLAUDE SMITH: It's USIC.

13 GARY HILL: U-S --

14 CLAUDE SMITH: Yes. A company  
15 called USIC.

16 GARY HILL: Okay. Thank you.

17 CLAUDE SMITH: Then there's --  
18 there's another company, probably at the  
19 same time, called "Utility" -- "Utility  
20 Quest" [stated incorrectly].

21 GARY HILL: Right.

22 CLAUDE SMITH: You've -- you've  
23 probably seen a --

24 Those are the companies that  
25 actually do these particular markouts.

1           Whenever you -- you are going to be doing  
2           a particular type of utility work in town,  
3           whether or not it's actually water, gas,  
4           electrical, these are the companies that  
5           go around and detect the locations of  
6           these particular utilities so that we  
7           don't have any instance of anyone, of  
8           course, interfering with those particular  
9           lines or -- or compromising those  
10          particular lines as we do work.

11                   GARY HILL: Thank you.

12                   CLAUDE SMITH: So, it's --  
13                   [Indiscernible - overtalking]

14                   -- it's a service that's, of  
15                   course, of -- is of importance and --

16                   But, again, like I said, what was  
17                   actually done, we actually had to reject  
18                   it.

19                   So, we will have to go back out for  
20                   bid.

21                   FREDRIC BOR: Yes. And --

22                   GLENN BANFIELD: Mr. Chairman --  
23                   This is Mr. Banfield.

24                   FREDRIC BOR: Yes.

25                   JOHN DEVLIN: Go ahead,

1 Mr. Banfield.

2 GLENN BANFIELD: I would like to  
3 ask Mr. Smith a question.

4 JOHN DEVLIN: Yes, Mr. Banfield.

5 GLENN BANFIELD: To be clear, the  
6 markouts are, like you said, where they  
7 paint on the sidewalk with different  
8 colors?

9 CLAUDE SMITH: Yes. Yes. That --  
10 that is a part of the markout process.  
11 Correct.

12 GLENN BANFIELD: Okay. So, they  
13 would know -- they would also know the --  
14 the -- the necessary lines of other, like,  
15 utilities?

16 CLAUDE SMITH: Any -- any -- any  
17 particular work that you have to do, you  
18 have to get a markout. And yes. They  
19 would identify whatever utility services  
20 or lines that you have in that proximity  
21 before you can be doing any -- any  
22 particular work at all.

23 GLENN BANFIELD: Okay. So, as far  
24 as, like, a -- a -- a person that would --  
25 like, say, a -- a residence that would

1           need some plumbing work, they would have  
2           to hire somebody privately, then. Right?

3           CLAUDE SMITH: Yeah. You --

4           Well, you would actually call a --  
5           the -- the 8-1-1 number if you were gonna  
6           be doing any digging, as a resident, to  
7           get those particular services for  
8           yourself. But, of course, we operate  
9           differently than that.

10          GLENN BANFIELD: Okay. Thank you.

11          CLAUDE SMITH: You're welcome.

12          FREDRIC BOR: Yeah. So, just  
13          before we vote, I had the opportunity,  
14          with Claude, to review the -- the contract  
15          by the utility local -- locating markout  
16          service, and it was overwhelmingly  
17          different than what we had originally  
18          contemplated.

19          So, the rejection is totally in  
20          order at this point.

21          Is there a motion to reject the  
22          bid?

23          JOHN DEVLIN: Motion.

24          John Devlin.

25          NYNELLE LANGFORD: Second.

1 GLENN BANFIELD: I'll second.

2 FREDRIC BOR: Thank you.

3 Miss Bailey?

4 PATRICIA BAILEY: Yes.

5 FREDRIC BOR: Mr. Banfield?

6 GLENN BANFIELD: Yes.

7 FREDRIC BOR: Mr. Hill?

8 GARY HILL: Yes.

9 FREDRIC BOR: Miss Langford?

10 NYNELLE LANGFORD: Yes.

11 FREDRIC BOR: Mr. Devlin?

12 JOHN DEVLIN: Yes. Thank you.

13 FREDRIC BOR: Now, Mr. Chairman,  
14 with regard to new business, there is --

15 "A" is an abatement for Vu Tran.

16 Mr. Smith or Mr. Armstrong, any  
17 comment on that?

18 CLAUDE SMITH: No. That's --  
19 that's -- that's done all the --

20 All the reviews have actually been  
21 done for this particular abatement.

22 FREDRIC BOR: And it was -- it's  
23 their first one, as far we know?

24 CLAUDE SMITH: It's -- it's their  
25 first abatement. Yes.

1 FREDRIC BOR: Okay.

2 GARY HILL: I'll -- I'll move it.  
3 Gary Hill.

4 FREDRIC BOR: We need a second.

5 GLENN BANFIELD: And I'll second.

6 FREDRIC BOR: Ms. Bailey?

7 GLENN BANFIELD: Mr. Banfield.

8 FREDRIC BOR: Thank you, Glenn.

9 Ms. Bailey?

10 PATRICIA BAILEY: Yes.

11 FREDRIC BOR: Mr. Banfield?

12 GLENN BANFIELD: Yes.

13 FREDRIC BOR: Mr. Hill?

14 GARY HILL: Yes.

15 FREDRIC BOR: Ms. Langford?

16 NYNELL LANGFORD: Yes.

17 FREDRIC BOR: And Chairman Devlin?

18 JOHN DEVLIN: Yes. Thank you.

19 FREDRIC BOR: On the shared service  
20 agreement. Claude, do you want to  
21 familiarize us with that, please?

22 CLAUDE SMITH: Yep.

23 I guess everyone is -- is familiar  
24 with the Atlantic County Utilities  
25 Authority, which is actually a local

1           company, of course, within the -- the  
2           Atlantic County area.

3                   Of course, we've been doing shared  
4           services with -- with their laboratories  
5           in terms of testing that we need to have  
6           done for the Authority.

7                   And this is also a continuation of  
8           the shared services that we have been  
9           doing with them for the last several years  
10          in regards to testing -- testing our  
11          water.

12                   FREDRIC BOR: Yeah. So, before you  
13          vote on it, as the board probably knows,  
14          as a result of some contractual  
15          negotiations and resolution, we have an  
16          excellent relationship continuing with  
17          ACUA. And this is just one more aspect of  
18          it.

19                   So, I've reviewed it also, and I  
20          think it's ready to be considered by the  
21          board.

22                   Is there a motion?

23                   NYNELL LANGFORD: Motion.

24                   Ms. Langford.

25                   FREDRIC BOR: Second?



1 PATRICIA BAILEY: Second.

2 Ms. Bailey.

3 FREDRIC BOR: Thank you,

4 Ms. Bailey.

5 Ms. Bailey?

6 PATRICIA BAILEY: Yes.

7 FREDRIC BOR: Mr. Banfield?

8 GLENN BANFIELD: Yes.

9 FREDRIC BOR: Mr. Hill?

10 GARY HILL: Yes.

11 FREDRIC BOR: Ms. Langford?

12 NYNELLE LANGFORD: Yes.

13 FREDRIC BOR: Mr. Devlin?

14 JOHN DEVLIN: Yes.

15 FREDRIC BOR: Monthly bills.

16 I don't think it's necessary for  
17 any discussion.

18 Is there a motion to approve?

19 GARY HILL: Gary Hill.

20 Motion to approve monthly bills.

21 GLENN BANFIELD: Glenn Banfield.

22 Second.

23 FREDRIC BOR: Thank -- thank you,

24 Glenn.

25 Ms. Bailey?

1 PATRICIA BAILEY: Yes.  
2 FREDRIC BOR: Mr. Banfield?  
3 GLENN BANFIELD: Yes.  
4 FREDRIC BOR: Mr. Hill?  
5 GARY HILL: Yes.  
6 FREDRIC BOR: Ms. Langford?  
7 NYNELLE LANGFORD: Yes.  
8 FREDRIC BOR: Chairman Devlin?  
9 Chairman Devlin? Yes? John?  
10 [Indiscernible - overtalking]  
11 He may have been cut off.  
12 We have a quorum and enough  
13 affirmative votes to approve.  
14 So, number 12. The resolution is  
15 approved.  
16 Is there a motion to go into  
17 executive session?  
18 PATRICIA BAILEY: Motion.  
19 Miss Bailey.  
20 GARY HILL: Second.  
21 Gary Hill.  
22 FREDRIC BOR: Second.  
23 Miss Bailey?  
24 PATRICIA BAILEY: Yes.  
25 FREDRIC BOR: Mr. Banfield?

1 GLENN BANFIELD: Yes.

2 FREDRIC BOR: Mr. Hill?

3 GARY HILL: Yes.

4 FREDRIC BOR: Miss Langford?

5 NYNELLE LANGFORD: Yes.

6 FREDRIC BOR: Chairman Devlin?

7 JOHN DEVLIN: Yes, Fred. Thank

8 you.

9 FREDRIC BOR: Thanks.

10 Okay. Does the reporter have the  
11 ability to -- to set up our closed  
12 session?

13 THE COURT REPORTER: So, what I  
14 will do is I will leave, And let me give  
15 somebody my cell phone, and you can call  
16 me back and I'll come back in.

17 FREDRIC BOR: Okay. But, is  
18 everybody who's on now participants in  
19 closed session?

20  
21 (At this time, the board members  
22 and appropriate attendees recessed into  
23 executive session.

24 The executive session commenced at  
25 11:31 a.m. and concluded at 1:01 p.m.)

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FREDRIC BOR: All right. We're ready.

JOHN DEVLIN: Roll call vote? Fred?

FREDRIC BOR: Yes. Miss Bailey?

PATRICIA BAILEY: Here.

FREDRIC BOR: Mr. Banfield?

GLENN BANFIELD: Yes.

FREDRIC BOR: Your voice is cracking, Pat.

Mr. Hill?

GARY HILL: Yes.

FREDRIC BOR: Ms. Langford?

NYNELL LANGFORD: Here.

FREDRIC BOR: Mr. Devlin?

JOHN DEVLIN: Here.

FREDRIC BOR: Okay. The record -- the record should reflect we've completed closed session. And there are several issues that -- to bring before the board.

MICHAEL ARMSTRONG: Fred, do you need a motion to come out?

JOHN DEVLIN: Motion.

1 PATRICIA BAILEY: Second.

2 FREDRIC BOR: Any objection to  
3 coming out of closed session?

4 JOHN DEVLIN: No. Go.

5 FREDRIC BOR: Hearing none, hearing  
6 no voice, "hearing" [stated incorrectly]  
7 no hand.

8 Thank you for reminding me, Mike.

9 The issues now in open session "is"  
10 [stated incorrectly] whether we're going  
11 to vote on (1) -- 6(1)(a) and (b). These  
12 are the two AtlantiCare service  
13 agreements.

14 I put on the record, and Claude has  
15 indicated, that all things have been  
16 signed. Checks have already been  
17 delivered to the Authority.

18 However, it's important for  
19 AtlantiCare to have a -- a resolution  
20 today.

21 So, is there a "resolution" [stated  
22 incorrectly] on (1)(a), (b), kidney  
23 dialysis center, 6(a)(1) and 6 b)(2)?

24 [Indiscernible - overtalking]

25 GARY HILL: Gary Hill made the

1 motion.

2 THE COURT REPORTER: Thank you.

3 [Indiscernible - low speaking  
4 background voices]

5 FREDRIC BOR: And --

6 JOHN DEVLIN: Miss Bailey made  
7 second. Miss Bailey.

8 FREDRIC BOR: Made second.

9 Roll call on those motions -- on  
10 those resolutions.

11 Miss Bailey?

12 PATRICIA BAILEY: Yes.

13 FREDRIC BOR: Mr. Banfield?

14 GLENN BANFIELD: Yes.

15 FREDRIC BOR: Mr. Hill?

16 GARY HILL: Yes.

17 FREDRIC BOR: Miss Langford?

18 NYNELL LANGFORD: Yes.

19 FREDRIC BOR: Mr. Devlin?

20 JOHN DEVLIN: Yes.

21 FREDRIC BOR: And lastly, after  
22 discussion with counsel, special counsel  
23 Gallagher regarding a property exemption  
24 case, we need an indication by the board,  
25 by way of motion, that he should continue

1 with the appeal from the tax court going  
2 forward.

3 It should be noted to the board  
4 that he is working at the original amount  
5 of \$150 an hour.

6 And just so we have a sense of it,  
7 Mr. Gallagher indicated to us there will  
8 be very little work going forward, since  
9 he's already briefed already.

10 So, is there a motion to instruct  
11 Mr. Gallagher to continue with the appeal?

12 GLENN BANFIELD: I make a motion.

13 FREDRIC BOR: Second? Anyone?

14 UNIDENTIFIED BOARD MEMBER: I'll  
15 second.

16 FREDRIC BOR: Thank you.

17 Miss Bailey?

18 THE COURT REPORTER: Who seconded?  
19 Who seconded?

20 FREDRIC BOR: Mr. Banfield?

21 THE COURT REPORTER: Wait a minute.  
22 Hold on.

23 Who seconded?

24 JOHN DEVLIN: Oh, my God.

25 GLENN BANFIELD: Banfield.

1 FREDRIC BOR: And --

2 THE COURT REPORTER: No. You made  
3 the motion.

4 GLENN BANFIELD: Oh. Because I  
5 that's what you --

6 Because that's what you -- beat me  
7 to it.

8 I will make a motion. Yes.

9 THE COURT REPORTER: Who seconded  
10 it?

11 GLENN BANFIELD: Thank you.

12 THE COURT REPORTER: Who seconded  
13 it?

14 JOHN DEVLIN: Miss Bailey -- Mrs.  
15 Bailey.

16 [Indiscernible - overtalking]

17 FREDRIC BOR: Miss Bailey seconded  
18 it.

19 THE COURT REPORTER: Okay.

20 FREDRIC BOR: Okay?

21 THE COURT REPORTER: She didn't  
22 identify herself. I don't know.

23 FREDRIC BOR: Okay. Okay.

24 [Indiscernible - low speaking  
25 background voices]



1                   Now we're gonna have a roll call on  
2                   that motion, Karen.

3                   And the roll call is Miss Bailey?

4                   PATRICIA BAILEY: Yes.

5                   FREDRIC BOR: Mr. Banfield?

6                   GLENN BANFIELD: Yes.

7                   FREDRIC BOR: Mr. Hill?

8                   GARY HILL: Yes.

9                   FREDRIC BOR: Miss Langford?

10                  NYNELLE LANGFORD: Yes.

11                  FREDRIC BOR: Mr. Devlin?

12                  JOHN DEVLIN: Yes.

13                  FREDRIC BOR: Okay. And unless you  
14                  have anything --

15                  MICHAEL ARMSTRONG: There is one  
16                  more. The resolution for the backup  
17                  operators.

18                  FREDRIC BOR: Oh. Okay. And what  
19                  number is that? Do you have it in front  
20                  of you?

21                  MICHAEL ARMSTRONG: Yes. 8 --  
22                  resolution 8(a).

23                  FREDRIC BOR: 8(a).

24                  Is there a motion on 8(a) for a  
25                  backup licensed operator service?

1 [Indiscernible - low speaking  
2 background voices]

3 GARY HILL: I'll make a motion.  
4 Gary Hill.  
5 Motion.

6 PATRICIA BAILEY: Pat Bailey.  
7 Second.

8 FREDRIC BOR: Thank you, Pat.  
9 And roll call on that is --  
10 Miss Bailey?

11 PATRICIA BAILEY: Yes.

12 FREDRIC BOR: Mr. Banfield?

13 GLENN BANFIELD: Yes.

14 FREDRIC BOR: Mr. Hill?

15 GARY HILL: Yes.

16 FREDRIC BOR: Miss Langford?

17 NYNELL LANGFORD: Yes.

18 FREDRIC BOR: Chairman Devlin?

19 JOHN DEVLIN: Yes.

20 FREDRIC BOR: Now, Mr. Armstrong,  
21 is it your belief there's no other issues  
22 to address?

23 MICHAEL ARMSTRONG: I don't think  
24 so.

25 Claude, did we cover everything?

1 I'm sure we --

2 I think we did.

3 FREDRIC BOR: I think we did. I  
4 think we did.

5 [Indiscernible - low speaking  
6 background voices]

7 JOHN DEVLIN: All right. Let --  
8 let's make a motion to close, Fred.

9 FREDRIC BOR: Is there a motion to  
10 close?

11 JOHN DEVLIN: Motion.

12 PATRICIA BAILEY: Second.

13 FREDRIC BOR: All right.

14 Ms. Bailey?

15 PATRICIA BAILEY: Yes.

16 FREDRIC BOR: Mr. Banfield?

17 GLENN BANFIELD: Yes.

18 FREDRIC BOR: Mr. Hill?

19 GARY HILL: Yes.

20 FREDRIC BOR: Miss Langford?

21 NYNELLE LANGFORD: Yes.

22 FREDRIC BOR: Mr. Devlin?

23 JOHN DEVLIN: Yes.

24 Thank you very much, everyone, for  
25 your patience. And take care. Talk to

1           you guys later.

2

3                           (Discussion held off the record.)

4

5                           (This public hearing concluded at  
6           1:08 p.m.)

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## C E R T I F I C A T I O N

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