



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their regularly scheduled Board Meeting on July 21, 2021 commencing at 10:00am, there being present:

CHAIRMAN	John Devlin
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	Mohammed Dedar
BOARD MEMBER	Nynell Langford
BOARD MEMBER	Glenn Banfield (Zoom)
BOARD MEMBER, ALTERNATE # 1	Vacant
BOARD MEMBER, ALTERNATE # 2	Vacant

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that this Resolution hereby approves the transcript minutes reported by Jacqueline Gibson, Certified Court Reporter for the July 21, 2021 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority
RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, at the regularly scheduled board meeting of Wednesday, February 17, 2021 the Board of Directors of the Atlantic City Municipal Utilities Authority elected Patricia Bailey, TREASURER of the Board; and

WHEREAS, July 2021 Patricia Bailey's term to serve on the Board of Directors of the Atlantic City Municipal Utilities Authority expired; and

WHEREAS, there is a need to fill the position of TREASURER; and

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that GLENN BANFIELD is hereby elected as TREASURER of the Board to replace Patricia Bailey for the remaining term expiring FEBRUARY 1, 2022.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of CTX CONSTRUCTION, a corporation of the State of New Jersey, to HORIZONTAL DRILLING AT FAA TECHNICAL CENTER, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on August 10, 2021, be and the said bid is hereby ACCEPTED, the said CTX CONSTRUCTION, being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract be entered into between ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and said CTX CONSTRUCTION, as aforesaid in strict accordance with the specifications approved and adopted by the said Board on July 21, 2021 the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a Certificate from the Assistant Director of Accounting & Finance of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from 2021 CAPITAL Account No. 04-20-330-850-935 to satisfy the aforesaid award of contract in the amount of TWO HUNDRED THIRTY EIGHT THOUSAND, SEVEN HUNDRED FORTY FOUR DOLLARS AND NINETY ONE CENTS (\$238,744.91).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of A.P. CONSTRUCTION, INC., a corporation of the State of New Jersey, to VENICE LAGOON WATER MAIN CROSSING, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on July 13, 2021, be and the said bid is hereby ACCEPTED, the said A.P. CONSTRUCTION, INC., being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract be entered into between ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and said A.P. CONSTRUCTION, INC., as aforesaid in strict accordance with the specifications approved and adopted by the said Board on June 16, 2021 the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a Certificate from the Assistant Director of Accounting & Finance of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from 2021 CAPITAL Budget Account No. 04-20-340-815-417 to satisfy the aforesaid award of contract in the amount of THREE HUNDRED EIGHTEEN THOUSAND, TWO HUNDRED DOLLARS AND ZERO CENTS (\$318,200.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Advertisement, Proposal Form, Specifications and Instructions to Bidders this day submitted by the Deputy Executive Director of Engineering for FURNISHING AND DELIVERING WHITE SODIUM SILICO FLUORIDE, be and the said documents are hereby APPROVED AND ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Authority Executive Director to advertise for bids in the form of advertisement for the undertaking hereinabove set forth, the said bids to be received and opened by authorized personnel of the Atlantic City Municipal Utilities Authority to be held on Wednesday, October 13, 2021 at 11:00 AM prevailing time.

UPON MOTION, THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Advertisement, Proposal Form and the Specifications and Instructions to Bidders this day submitted by the Deputy Executive Director of Engineering to re-solicit to FURNISH AND DELIVER UTILITY LOCATING AND MARK OUT SERVICES, and the said documents are hereby APPROVED and ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and is hereby given to the Authority Executive Director to advertise for bids in the form of advertisement for the undertaking hereinabove set forth, the said bids to be received and opened by authorized personnel of the Atlantic City Municipal Utilities Authority to be held on Wednesday, October 13, 2021 at 11:00 a.m. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

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

WHEREAS, the property owned by Ekaterini Nanos , Water Account No.693501-0, located at 20 North Montpelier Avenue., experienced miscellaneous water leaks causing the additional consumption of 75,140 cubic feet of water; and

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

BE IT FURTHER RESOLVED, that the charges totaling ONE THOUSAND FOUR HUNDRED THIRTEEN DOLLARS AND THIRTY EIGHT CENTS (\$1,413.38) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

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

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

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

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

WHEREAS, the property owned by Simeon Paulathas ,Water Account No.845501-0, located at 5813 Ventnor Avenue., experienced miscellaneous water leaks causing the additional consumption of 19,125 cubic feet of water; and

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

BE IT FURTHER RESOLVED, that the charges totaling THREE HUNDRED FIFTY NINE DOLLARS AND SEVENTY FOUR CENTS (\$359.74) are HEREBY ABATED from the accounts receivable ledgers of the Authority; and

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

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

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that a Request for Proposals (RFP) this day submitted by the Executive Director for the following:

1. GENERAL LIABILITY, EXCESS UMBRELLA, EQUIPMENT BREAKDOWN, AUTOMOBILE AND PROPERTY
2. PUBLIC OFFICIALS LIABILITY
3. CYBER LIABILITY AND INFORMATION SECURITY

be and the said documents are hereby APPROVED and ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Authority's Acting Executive Director to advertise the RFP in the form of Advertisement for the undertaking hereinabove set forth, the said Proposals to be received by authorized personnel, located at 401 North Virginia Avenue, Atlantic City, NJ 08401 to be held on WEDNESDAY, OCTOBER 13, 2021, at 11:00 AM.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, the Authority Water Treatment Plant sent out their 6-inch Godwin CD150 diesel pump for evaluation of a fluid leak on or about June 2nd, 2021 to Xylem;

WHEREAS, the Godwin CD 150 diesel pump needed immediate significant repair work in order to maintain mitigation during any potential flooding, as well as any major pumping requirements at the plant facility;

WHEREAS, the maintenance of the Water Treatment Plant Facility is the responsibility of the said Authority;

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

WHEREAS, the Authority is discharging the repair services to XYLEM;

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

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

WHEREAS, the Board of Directors of the ACMUA finds as a fact that repairs is required for sustainability of the Treatment Plant Facility;

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Atlantic City Municipal Utilities Authority that, Deputy Executive Director of Engineering, be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to secure the repairs are made to the 6-inch Godwin CD 150 diesel pump by XYLEM of Bridgeport, NJ, at a total cost not to exceed TWELVE THOUSAND SEVEN HUNDRED FORTY-ONE DOLLARS AND FIFTY CENTS (\$12,741.50) to complete the repair work to the 6-inch Godwin CD 150 diesel pump; and

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Finance and Accounting of the Authority is attached to this Resolution showing the availability of funds from the 2021 ACMUA Capital Budget Account# C-04-20-320-815-863, to satisfy the aforesaid cost for repairs.

Upon Motion This Resolution Was Approved As Read

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBER OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority ("ACMUA") owns and operates its own Water Department; and

WHEREAS, the ACMUA is a contracting unit subject to the Local Public Contracts Law (NJSA 40A:11-1 et seq; and

WHEREAS, the Executive Director, in consultation with the ACMUA's Plant Manager, determined and declared that there is a need to replace the Drive Shafts on Sedimentation Tank No. 4, allowing for operation of the water being treated uniformly throughout the pretreatment process and constitutes an emergency action to not affect the public health, safety or welfare; and

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

WHEREAS, it was found to be of an emergent matter to replace the Drive Shafts for Sedimentation Tank No. 4 is needed immediately due to the failure of the drive shaft and the potential failure of other drive shafts in the remaining sedimentation tanks; and

WHEREAS, the fabrication of the Drive Shaft is proprietary; and

WHEREAS, the ACMUA responsibilities is to maintain the Water Treatment Plant Facility, will have repairs performed by KRS SERVICES INC., of South Hampton, NJ, which will provide all labor, tools, and equipment necessary to perform the emergency work described herein above; and

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

WHEREAS, the Board of Directors of the ACMUA finds as a fact that an emergency does exist; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Michael A. Armstrong Executive Director be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to secure certain materials, and supplies, to be furnished by KRS SERVICES INC.; and

NOW THEREFORE BE IT RESOLVED, the replacement of the Drive Shafts for Sedimentation Tank No. 4 from said contractor at a total cost not to exceed TWENTY FOUR THOUSAND SIX HUNDRED NINETY DOLLARS AND FIFTY NINE CENTS (\$24,690.59) to perform the installation work described above at ACMUA's Treatment Plant Facility located in Pleasantville, NJ,; and

BE IT FURTHER RESOLVED, that a Certificate from the Assistant Director of Financing & Accounting of the ACMUA is attached to this Resolution showing the availability of funds from the 2021 Emergency Repairs Account # C-04-20-320-815-863, to satisfy the aforesaid emergency repair to Sedimentation Tank No. 4 not to exceed TWENTY FOUR THOUSAND SIX HUNDRED NINETY DOLLARS AND FIFTY NINE CENTS (\$24,690.59).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ



GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the following bills are ACKNOWLEDGED and AUTHORIZED TO BE PAID in the amount of SIX HUNDRED FORTY THREE THOUSAND, EIGHT HUNDRED SIXTY NINE DOLLARS AND EIGHT CENTS. (\$643,869.08); and

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

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD

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

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

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

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

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

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

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

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

Upon Motion, This Resolution was APPROVED as Read.



GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the position of Secretary to the Board to work exclusively for the Board of Directors is hereby approved by the Board of Directors; and

BE IT FURTHER RESOLVED, that the salary and conditions of this position shall be designated by the Chairman of the Board of Directors; and

BE IT FURTHER RESOLVED, that the duties of this position are designated by the Chairman of the Board of Directors; and

NOW THEREFORE BE IT FURTHER RESOLVED, that WaStella Johnson is hereby appointed to the position of Secretary to the Board of the Atlantic City Municipal Utilities Authority and shall be obligated to fulfill the above mentioned conditions and obligations and shall be compensated in the above mentioned manner.

Upon Motion, This Resolution was ADOPTED as Read.

GARY L. HILL, VICE CHAIRMAN/BOARD SECRETARY