



Atlantic City Municipal Utilities Authority

AGENDA

For the Regular Meeting of the
Atlantic City Municipal Utilities Authority

OCTOBER 22, 2021

There will be a Regular Meeting of the Atlantic City Municipal Utilities Authority held on 22nd day of October, 2021 at the Conference Room of the Atlantic City Municipal Utilities Authority, 401 North Virginia Avenue, Atlantic City, New Jersey.

The Agenda for this Meeting is as follows:

1. CALL TO ORDER –OPMA NOTICE - OPENING STATEMENT

2. ROLL CALL

Mr. Glenn Banfield Z Mr. Mohammed Dedar X Mr. Gary L. Hill X Mrs. Nynell Langford A

Mr. John Devlin X

Alternates: Vacant__ Vacant ____

3. FLAG OF SALUTE

4. **PUBLIC PARTICIPATION – (VIA TELEPHONICALLY OR EMAIL)**

5. APPROVAL OF REGULAR AND EXECUTIVE SESSION MINUTES

6. CHAIRMAN

7. AUTHORITY'S SOLICITOR REPORT:

a. Property Tax Exemption Application

(1) Update Tax Appeal

(2) Dan Gallagher – Amendment – Res. 7 a (2)

8. COMMITTEE REPORTS

a. Engineering Committee

(1) PFAS Status & Update

b. Personnel Committee

(1) Board Secretary – Res. 8 b (1)

9. EXECUTIVE DIRECTOR'S REPORT

a. MBCA 30th Anniversary Installation & Awards Gala – Tuesday, November 9, 2021

b. Establishment of Policies and Procedures for a Procurement Card – Res. 9 b

c. Deputy Executive Director, Engineering

(1) Engineering Maintenance Contract

d. Accounting and Finance

(1) Financial Reports

(2) Cash Management

(3) Balance Adjustments

(4) Shut Offs

10. OLD BUSINESS

a. Repairs to Utility Road Openings – Res. 10 a (1)

b. Insurance- Request for Proposal – Res. 11 b (1) – Approved August 25, 2021 (Discussion)

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11. NEW BUSINESS

a. **Abatements – UNNECESSARY TO APPEAR (NO PUBLIC PARTICIPATION DUE TO COVID-19)**

- (1) Michael Zagebaylo – 108 South Raleigh Avenue- Account # 854401 – 0 – Res. 11 a (1)
- (2) Ann Tran – 36 North Iowa Avenue – Account # 635701- 0- Res. 11 a (2)

b. Solicit Bids

- (1) Maintenance Contract on Auxiliary Power Generator Engines
At the Water Treatment Plant – Res. 11 b (1)

c. 2022 Budget

- (1) Budget Authorization – Res. 11 c (1)
- (2) Public Hearings Tuesday, November 23, 2021 & December 3, 2021 – Res. 11 c (2)
- (3) Rate Hearings Tuesday, November 23, 2021 & December 3, 2021 – Res. 11 c (3)

d. Equipment Purchase

- (1) Turbidity Meter Chlorine Analyzer for the Water Treatment Plant – Res. 11 d (1)

e. Joint Funding Agreement – Res. 11 e (1)

- (1) USGS

12. Monthly Bills – Res. 12

13. EXECUTIVE SESSION

Motion to enter Executive Session- 13

RESOLUTION 2021 AUTHORIZING EXECUTIVE SESSION

**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;

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- 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.

I, John Devlin do hereby certify the above to be a true and correct copy of a resolution to be adopted by the ACMUA at this meeting held on the 22nd day of October, 20 21.

14. MOTION TO RETURN TO OPEN SESSION

15. ADJOURNMENT

Submitted by: John Devlin, Chairman
Atlantic City Municipal
Utilities Authority