



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 September 15, 2021 commencing at 10:00am, there being present:

CHAIRMAN	John Devlin
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	Glenn Banfield (Zoom)
BOARD MEMBER	Nynell Langford
BOARD MEMBER	Mohammed Dedar
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 transcription of regular and executive minutes reported by Carrie Cuhadaryan, Certified Court Reporter for the September 15, 2021 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

A handwritten signature in dark ink, appearing to read "Gary L. Hill", is written over a horizontal line.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority and DANIEL GALLAGHER, ESQ., 336 N. Annapolis Avenue, Atlantic City, New Jersey entered into an Agreement on November 18, 2020, by Resolution #143 for Property Tax Exemption Applications for the Atlantic City Municipal Utilities Authority; and

WHEREAS, by Resolution #143 of November 18, 2020, the Board of Directors approved the compensated hourly rate of \$150.00, plus costs not to exceed \$15,000.00; and

WHEREAS, the funds for Property Tax Exemption Applications and Appeals have exceeded said contract cost of \$15,000.00; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the original agreement of November 18, 2020 by and between the Atlantic City Municipal Utilities Authority and DANIEL GALLAGHER, ESQ. 336 N. Annapolis Avenue, Atlantic City, New Jersey is hereby amended to include a sum not to exceed \$20,000.00 for Property Tax Exemption Applications.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority and DANIEL GALLAGHER, ESQ., 336 N. Annapolis Avenue, Atlantic City, New Jersey entered into an Agreement on November 18, 2020, by Resolution #143 for Property Tax Exemption Applications for the Atlantic City Municipal Utilities Authority at a compensated hourly rate of \$150, plus costs not to exceed \$15,000.00; and

WHEREAS, by Resolution #118 of October 22, 2021, the Board of Directors approved an amendment of the compensated hourly rate of \$150.00, plus costs not to exceed \$20,000.00; and

WHEREAS, DANIEL GALLAGHER, ESQ. outstanding invoices for continual representation for the Atlantic City Municipal Utilities Authority for on-going litigation has exceeded the total of \$20,000.00; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Resolution #118 of October 22, 2021 is hereby rescinded and is declared null and void.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority and DANIEL GALLAGHER, ESQ., 336 N. Annapolis Avenue, Atlantic City, New Jersey entered into an Agreement on November 18, 2020, by Resolution #143 for Property Tax Exemption Applications for the Atlantic City Municipal Utilities Authority; and

WHEREAS, by Resolution #143 of November 18, 2020, the Board of Directors approved the compensated hourly rate of \$150.00, plus costs not to exceed \$15,000.00; and

WHEREAS, the funds for Property Tax Exemption Applications and Appeals have exceeded said contract cost of \$15,000.00; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the original agreement of November 18, 2020 by and between the Atlantic City Municipal Utilities Authority and DANIEL GALLAGHER, ESQ. 336 N. Annapolis Avenue, Atlantic City, New Jersey is hereby amended to include a sum not to exceed \$35,000.00 for Property Tax Exemption Applications.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

AUTHORIZING THE ESTABLISHMENT OF POLICIES AND PROCEDURE FOR A PROCUREMENT CARD

BY ALL MEMBERS OF THE BOARD:

WHEREAS, by this resolution, the Atlantic City Municipal Utilities Authority (ACMUA) or the "Authority" authorizes the use of a Procurement Card (P-Card), and

WHEREAS, the use of procurement cards can be a highly beneficial tool of Utility Authorities looking to further utilize e-commerce and strengthen their purchasing controls; and

WHEREAS, the rules adopted by the Local Finance Board governing the use of procurement cards are set forth in N.J.A.C. 5:30-9A; and

WHEREAS, the Authority wishes to establish policies and procedures for the use of the P-card as required by law.

NOW, THEREFORE BE IT RESOLVED, by the Authority Board of Directors that the following policies and procedures for the use of P-Cards for purchases by the Authority be adopted.

PROCUREMENT CARDS (P-Cards)

I. UTILIZATION OF P-CARDS

- a. P-Cards can be used for supplies or services under the following circumstances:
 - i. When payment to vendors is required in advance of the delivery of goods or services and the goods or services cannot be obtained from any other source at a comparable price.
 - ii. When vendor only accepts payment via credit card for goods or services and the goods and services cannot be obtained from any other source at a comparable price, and/or in a comparable time frame.
 - iii. When placement of orders for goods and services is made through an electronic computerized transaction (i.e. order is placed from computer to computer via the internet or similar computer network) as authorized by N.J.S.A. 40A:5-16.
- b. P-Cards cannot be used for the purchase of items or services of a personal nature for employees or officials. Travel, dining, and room and board expenses are also not permitted.

II. CARD ELIGIBILITY AND USE

- a. The Executive Director shall designate a person or persons who is authorized to use a P-Card for departmental purchases of goods and services. All authorized cardholders must comply with the P-Card policies outlined herein and ALL other procedures and requirements.
- b. The individual whose name is on the card is the only person authorized to make purchases using the card. The cardholder will be held accountable for any policy
- c. infractions. The cardholder shall follow proper procedures in order to obtain authorization to make a purchase.
- d. The cardholder is responsible to determine that the price quoted for a product or service is the best price that can be obtained.
- e. Cardholders should be certain that the total amount, including shipping and handling charges, will not exceed the single purchase limit on the P-Card.

III. RESTRICTIONS AND CONTROL

- a. Use of the P-Card to purchase any product or service must comply with those permitted by the Authority's Procurement Policies and be in compliance with Local Public Contract Laws.
- b. The P-Card must never be used to purchase items for personal use or for non-ACMUA purposes.



Atlantic City Municipal Utilities Authority

RESOLUTION

PAGE 2 OF 2:

- c. Any unauthorized or inappropriate use of a P-Card will result in cancellation of the P-Card and will subject the cardholder to disciplinary action including possible termination of employment and criminal prosecution.

IV. SPENDING LIMITS

- a. The monthly spending limit is the maximum available credit for the billing cycle. The card will reject any transaction that exceeds this limit.
- b. The ACMUA has established a limit on the card at \$10,000 per month.
- c. Only in approved instances by the Executive Director can procurement reach the maximum of 15 % of bid threshold by conducting a one-time approval based upon the circumstances.

V. CARD SECURITY/LIABILITY

- a. Cards must be strictly safeguarded. It is the responsibility of each cardholder to secure the card at all times. If a card is used infrequently, it must be stored in a secure location in the Administrative safe.
- b. In case of loss, theft or misappropriation of the card account number, immediately contact the Executive Director.
- c. The cardholder will not be liable for the unauthorized use of a stolen card by a third party as long as the card is reported stolen within 24 hours of when loss is detected by the individual.

VI. CARD MAINTENANCE

- a. Card Activation - Once the cardholder has successfully completed training, the P-Card Administration (Assistant Director of Finance and Accounting) will activate the card for immediate use.
- b. Cancellation
 - i. Upon termination of employment, transfer to another department, or if the cardholder's responsibilities change within the Department and the P-Card is no longer required in the newly assigned position, the cardholder must return the P-Card to the approving manager. The approving manager must notify the Purchasing Card Program Administrator will deactivate the P-Card.
 - ii. The Purchasing Card Program Administrator will also require the cardholder to return the P-Card in the case of misuse. In addition, the approving manager may require a cardholder to turn in a P-Card for any reason.
- c. Card Changes - If a Cardholder needs to make changes to name, address, phone, or account numbers, use the Cardholder Maintenance Form or send an e-mail to the Purchasing Card Program Administrator.
- d. Assignment – A P-Card may not be transferred or assigned to another person. P-Cards are the property of the Authority and the Designated Financial Institution and must be turned in to the Purchasing Card Program Administrator upon changing departments or leaving the Authority.

VII. P-CARD ORDER/PURCHASE PROCESS

- a. Purchases of appropriate items using the P-Card may be made from any vendor who accepts the cards.
- b. An approved requisition based upon written quote or screen shot needs to be obtained prior to ordering.
- c. Notifying the vendor that the purchase is exempt from New Jersey State sales tax, use tax and Federal excise tax. Provide the vendor with the Authority's New Jersey State Tax Exempt Number (printed on the card). If a cardholder is charged tax on a purchase item, it is the cardholder's responsibility to obtain credit from the vendor for the imposed tax.
- d. Contact the Administration Office if the vendor requests a copy of the Authority's Exempt Use Certificate Form ST-4.



Atlantic City Municipal Utilities Authority

RESOLUTION

PAGE 3 OF 3:

VIII. PURCHASING CARD ADMINISTRATOR/PROGRAM MANAGER

- a. The Assistant Director of Finance and Accounting shall be responsible for overall oversight of the P-Card program.
 - i. Processes payment to Designated Financial Institution.
 - ii. Reevaluate Program on an as needed basis, but not less frequently than annually.
- b. The Principal Account Clerk shall be responsible for day-to-day oversight and management of procurement in accord with this policy and the LPCL.
- c. The Assistant Director of Finance and Accounting will be the designated Program Manager with the following responsibilities.
 - i. Card Acquisition All cards are imprinted with both the users' names and the name of the local unit.
 - ii. Ensure Program participants are fully trained to be in compliance with the Procurement Card use.
 - iii. Responsible for administering and overseeing all policies and procedures of the Purchasing Card Program.
 - iv. Reviews monthly statements and conducts an audit of P-Card transactions.
 - v. Performs regular reviews of transactions and cardholder activity and reports any activity that does not comply with the Program's guidelines to the cardholder and the approving manager.
 - vi. Reviews vendor activity for compliance with general procurement policies and procedures.
 - vii. Helps resolve transactions that cannot be reconciled by the cardholder or approving manager.
 - viii. Tracks card expiration dates and issues replacement cards. Tracks termination of cardholders. Cancels cards as required.

BE IT FURTHER RESOLVED that this Resolution shall take effect in accordance with N.J.S.A. 40:14B-14(e).

Upon Motion This Resolution was APPROVED as Read.



GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Board of Directors of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY holds its regular Board Meetings on the THIRD WEDNESDAY of each month for the remainder of the calendar year of 2021 at 10:00AM; and

WHEREAS, the Board of Directors of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY has rescheduled its day for their NOVEMBER 17, 2021 Board Meeting to FRIDAY, NOVEMBER 19, 2021 at 10:00 AM; and

BE IT RESOLVED, that the regular scheduled meetings of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY will be held in the Conference Room, located at 401 North Virginia Avenue, Atlantic City, New Jersey;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published at least once in The Press.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, at the regular meeting held on August 25, 2021 the Atlantic City Municipal Utilities Authority Board of Directors approved Resolution #105 for the Request for Proposals for General Liability, Excess Umbrella, Equipment Breakdown, Automobile and Property, Public Officials Liability, Cyber Liability and Information Security for the Atlantic City Municipal Utilities Authority; and

WHEREAS, the Atlantic City Municipal Utilities Authority is in need of Insurance Consultant Services before seeking insurance coverage proposals as noted in Resolution #105.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Resolution #105 of August 25, 2021 is hereby rescinded and is declared null and void; and

BE IT FURTHER RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority hereby authorizes the Executive Director to publish a Request for Proposals for Insurance Consultant Services for the Atlantic City Municipal Utilities Authority.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, due to administrative oversight, a resolution was not presented and approved by the Board of Directors on August 25, 2021 to solicit bids for Repairs to Utility Road Openings to be received and opened by authority personnel on October 13, 2021 at the ACMUA Purchasing Meeting;

WHEREAS, a resolution for solicitation for Repairs to Utility Road Openings was published in The Press of Atlantic City for solicitation, posted on the website, and potential various contractors were notified in accordance with the open public bidding project under N.J.A.C.16:44 nevertheless;

WHEREAS, bids received on October 13, 2021 at the Purchasing Board Meeting of the ACMUA and any award to the lowest bidder is scheduled to be accepted by the Board of Directors on October 22, 2021 in accordance with local public contract law N.J.S.A. 40A:11-1 et seq.; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the ACMUA that this resolution is to ratify and approve the Advertisement, Proposal Form, Specifications and Instructions to Bidders for the solicit of Repairs to Utility Road Openings that as noted herein;

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of ARTHUR R. HENRY, INC., a corporation of the State of New Jersey, to FURNISH, DELIVER AND INSTALL REPAIRS TO UTILITY ROAD OPENINGS, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on October 13, 2021, be and the said bid is hereby ACCEPTED, the said ARTHUR R. HENRY, INC., 3031 Ocean Heights Avenue Egg Harbor Township, New Jersey 08234 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 ARTHUR R. HENRY, INC. as aforesaid in strict accordance with the specifications approved and adopted by the said Board, 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 Budget Account No. 01-20-203-604-431 to satisfy the aforesaid award of contract in the amount of THREE HUNDRED NINETEEN THOUSAND, FOUR HUNDRED NINETY EIGHT DOLLARS AND EIGHTY CENTS (\$319,498.80).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN



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 MICHAEL ZAGEBAYLO, Water Account No.854401-0, located at 108 South Raleigh Avenue., experienced miscellaneous water leaks causing the additional consumption of 18,100 cubic feet of water; and

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

BE IT FURTHER RESOLVED, that the charges totaling THREE HUNDRED FORTY DOLLARS AND FORTY SIX CENTS (\$340.46) 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



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 ANN TRAN, Water Account No.635701-0, located at 36 North Iowa Avenue., experienced miscellaneous water leaks causing the additional consumption of 26,180 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 FOUR HUNDRED NINETY TWO DOLLARS AND FORTY FIVE CENTS (\$492.45) 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



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 for MAINTENANCE CONTRACT ON AUXILIARY POWER GENERATOR ENGINES AT WATER TREATMENT PLANT/PUMPING STATION FACILITY, located at the Treatment Plant Facility, 1151 North Main Street, Pleasantville, New Jersey and the said documents are hereby APPROVED and ADOPTED; and

BE IT FURTHER RESOLVED, that authority be and is hereby given to the Authority's Deputy Executive Director of Engineering to advertise for bids in the form of advertisement for the undertaking hereinabove set forth, the said bids to be received and publicly opened and read at a meeting of the Purchasing Board of the Atlantic City Municipal Utilities Authority to be held on Tuesday, December 7, 2021 at 11:00 a.m. prevailing time.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ



GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, there exists the need for the Authority to acquire equipment for process control to help better remain in compliance with the Water Quality Parameters (WQP) requirements under the new Lead and Copper Regulations at the Water Treatment Plant Facility located at 1151 N. Main Street, Pleasantville, NJ;

WHEREAS, these equipment will be procured through HACH, 5600 Lindbergh Drive, Loveland, CO 80539-0608;

WHEREAS HACH is a member of the State of New Jersey Department of Treasury, Division of Purchase and Property, State Contract Vendor ID # V00001435, NJ State Contract T0983 and Bid Solicitation No. 21DPP00589;

WHEREAS HACH is a sole source distributor of said equipment and services (see attached);

WHEREAS the Atlantic City Municipal Utilities Authority and HACH shall enter into an agreement which is set forth in the specific details provided as follows:

WHEREAS, additional emergency purchases made to HACH to secure repairs to essential equipment for operation of ACMUA Treatment Plant Facility has also been included with this agreement;

WHEREAS the details of the cost is presented in THIS documentation at which the cost of furnishing all labor, materials, tools, equipment and services is not to exceed SIXTY SIX THOUSAND, SIX HUNDRED NINETY TWO DOLLARS AND EIGHTY ONE CENTS (\$66,692.81).

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Atlantic City Municipal Utilities Authority that Claude Smith, Deputy Executive Director Engineering, be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to secure the purchase contract with HACH for equipment and services described above; and

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Finance and Accounting of the ACMUA has been attached to this Resolution showing the availability of funds and specifying the line item appropriation from the 2021 ACMUA Perpetual Budget Account# C04-20-330-815-301 Treatment Plant Equipment, to satisfy the aforesaid purchase and service.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

GARY L. HILL, VICE CHAIRMAN

2022 AUTHORITY BUDGET RESOLUTION
ATLANTIC CITY MUNICIPAL UTILITIES
AUTHORITY
(Name)

FISCAL YEAR: FROM: January 1, 2022 TO: December 31, 2022

WHEREAS, the Annual Budget and Capital Budget for the Atlantic City Municipal Utilities Authority for the fiscal year beginning, January 1, 2022 and ending, December 31, 2022 has been presented before the governing body of the Atlantic City Municipal Utilities Authority at its open public meeting of October 22, 2021 ; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$ 16,918,480 , Total Appropriations, including any Accumulated Deficit if any, of \$ 17,656,187 and Total Unrestricted Net Position utilized of \$ 737,707 ; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$ 43,832,165 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$ 13,032,165; and


WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Atlantic City Municipal Utilities Authority, at an open public meeting held on October 22, 2021 that the Annual Budget, including all related schedules, and the Capital Budget/Program of the Atlantic City Municipal Utilities Authority for the fiscal year beginning, January 1, 2022 and ending, December 31, 2022 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Atlantic City Municipal Utilities Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 15, 2021.


(Secretary's Signature)

October 22, 2021
(Date)

Governing Body Member:	Recorded Vote Aye	Nay	Abstain	Absent
John Devlin	X			
Gary L. Hill	X			
Glenn Banfield	X			
Mohammed Dedar	X			
Nynell Langford				X



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 on Tuesday, November 23, 2021 and Thursday, December 2, 2021 at 10:00 A.M., Public Hearings will be held at the Atlantic City Municipal Utilities Authority, located at 401 N. Virginia Avenue.

BE IT FURTHER RESOLVED, that the Public Hearings will be for the purpose of discussing the 2022 Atlantic City Municipal Utilities Authority Budget; and

BE IT FURTHER RESOLVED, that a copy of the Proposed Budget and Proposed Rules, Rates and Regulations are available for review at the Offices of the Atlantic City Municipal Utilities Authority.

BE IT FURTHER RESOLVED, that a copy of this Resolution and Notice of these hearings shall be published twice in The Press.

Upon Motion, This Resolution was ADOPTED as Read.

GARY L. HILL, VICE CHAIRMAN



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 on Tuesday, November 23, 2021 and Thursday, December 2, 2021 at 10:00 A.M., Public Hearings will be held at the Atlantic City Municipal Utilities Authority, located at 401 N. Virginia Avenue.

BE IT FURTHER RESOLVED, that the Public Rate Hearings will be to discuss the proposed changes to the Atlantic City Municipal Utilities Authority 2022 Rules, Rates and Regulations, which include rates, the connection fee and other miscellaneous changes; and

BE IT FURTHER RESOLVED, that a copy of the Proposed Budget and Proposed Rules, Rates and Regulations are available for review at the Offices of the Atlantic City Municipal Utilities Authority.

BE IT FURTHER RESOLVED, that a copy of this Resolution and Notice of these hearings shall be published twice in The Press.

Upon Motion, This Resolution was ADOPTED as Read.

GARY L. HILL, VICE CHAIRMAN



Atlantic City Municipal Utilities Authority

RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the United States Department of the Interior, U.S. Geological Survey is desirous of entering into a Joint Funding Agreement with the Atlantic City Municipal Utilities Authority (MUA) to confirm their negotiations to continue water resources investigations with the MUA; and

WHEREAS, this order is a requirement outlined in a recent Inspector General Report of the Federal/State Cooperative Program; and

WHEREAS, the work cannot be continued or started until USGS received an executed Joint Funding Agreement from the MUA; and

WHEREAS, attached hereto and made apart of Exhibit A, the U.S. Department of the Interior, U.S. Geological Survey, Joint Funding Agreement between the parties; and

WHEREAS, it has been determined to be in the best interest of the MUA, as well as the USGS to enter into this Agreement; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Authority execute the necessary documents in order to effectuate said Joint Funding Agreement with USGS from October 1, 2021 to September 30, 2022 in the amount of \$26,125.00; and

BE IT FURTHER RESOLVED, that Authority is hereby given to the Chairman of the Board to execute such Joint Funding Agreement and for the Executive Director of the MUA to execute the necessary documents in order to pay any and/or all fees or payments as stated in exhibit A.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN



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 TWO MILLION FOUR HUNDRED NINETY SIX THOUSAND, EIGHT HUNDRED TWENTY EIGHT DOLLARS AND NINETY FIVE CENTS. (\$2,496,828.95); 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



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:

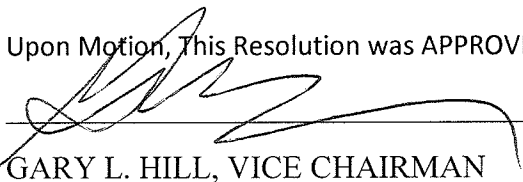
- ☐ Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion of public (Provision _____);
- ☐ Any matter in which the release of information would impair a right to receive funds from the federal government;
- ☐ Any 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