

ATLANTIC CITY
MUNICIPAL UTILITIES AUTHORITY

TRANSCRIPT OF REMOTE PROCEEDINGS

RE: REGULAR MONTHLY MEETING OF THE
ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY

OPEN SESSION

February 15, 2023
COMMENCING AT 10:05 a.m.
VIA ZOOM VIDEOCONFERENCE

BOARD MEMBERS PRESENT:

GARY L. HILL, Chairman
MOHAMMED DEDAR, Vice Chairman/Deputy
(Via Telephone)
GLENN BANFIELD, Treasurer
INDIA STILL, Deputy Executive Director
BRUCE WARD, Solicitor
CLAUDE SMITH, Deputy Executive Director of
Engineering
JOHN ECCLES, JR.
STEPHANIE DAVIES, Alternate #1
SAYED KAUSAR, Alternate #2

ALSO PRESENT:

ANITA THAPA
MICHAEL RILEY, ESQUIRE, Board Attorney
(Via Telephone)

STENOGRAPHICALLY REPORTED BY:

WENDY L. WALINSKI, RPR, NJ CCR

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1 CHAIRMAN HILL: Okay. Good morning,
2 everybody. It will be a regular meeting of the
3 Atlantic City Municipal Utilities Authority, which
4 will be held today, February 15th, at the Conference
5 Room of Atlantic City Municipal Utilities Authority
6 at North Virginia Avenue, Atlantic City.

7 The opening statement is: Adequate
8 notice of this meeting has been provided as required
9 by law by mailing to The Press a list of the
10 regularly scheduled meeting, February 15th, 2023, at
11 401 North Virginia Avenue, Conference Room, Atlantic
12 City, New Jersey. A copy of said notice was sent to
13 the City Clerk to be posted. All of the aforesaid
14 complies with Chapter 231 of the Laws of 1975 known
15 as the Open Public Meetings Law.

16 Since our board secretary had to
17 leave for an emergency, I'm going to call upon our
18 board solicitor Mr. Ward to please do the roll call.

19 MR. WARD: Good morning, board
20 members. Roll call.

21 Mr. Gary Hill?

22 CHAIRMAN HILL: Present.

23 MR. WARD: Mr. Mohammed Dedar?

24 MR. SMITH: He's on the -- he's on
25 the line, but I'm not sure if he's hearing you.

1 CHAIRMAN HILL: Okay.

2 MR. WARD: But he is here.

3 Mr. Glenn Banfield?

4 MR. BANFIELD: Present.

5 MR. WARD: Ms. Nynell Langford?

6 MS. LANGFORD: Here.

7 MR. WARD: Mr. John Eccles, Jr.?

8 MR. ECCLES: Here.

9 MR. WARD: Ms. Stephanie Davies?

10 MS. DAVIES: Here.

11 MR. WARD: Mr. Sayed Kausar?

12 MR. KAUSAR: Yes.

13 CHAIRMAN HILL: Thank you.

14 MR. WARD: Okay. Number 3 --

15 CHAIRMAN HILL: Thank you. We're
16 going to rise for our flag salute.

17 I'm going to ask Mr. Eccles to lead
18 us, please.

19 MR. ECCLES: Yes.

20 (The Pledge of Allegiance is
21 recited.)

22 CHAIRMAN HILL: Thank you, sir.

23 MR. WARD: Thank you.

24 Number 4, public participation. Is
25 there anyone telephonically or email requesting to

1 address the board?

2 Hearing none, we'll move to number 5,
3 approval of minutes. A, open session minutes board
4 meeting January 18, 2023.

5 CHAIRMAN HILL: Right. This is
6 resolution 5 a (1). I hope everybody had time to
7 review.

8 MR. WARD: Okay. Roll call?

9 CHAIRMAN HILL: Yes. Let's --

10 MR. WARD: Mr. Gary Hill?

11 CHAIRMAN HILL: Just a minute, sir.
12 Let's do a -- a motion to -- to open them.

13 MR. WARD: Okay.

14 MR. BANFIELD: Motion.

15 CHAIRMAN HILL: And then a second?

16 MR. WARD: Motion to --

17 MR. ECCLES: I'll second it.

18 CHAIRMAN HILL: Thank you. Now, roll
19 call.

20 MR. WARD: Roll call. Okay.
21 Gary Hill?

22 CHAIRMAN HILL: Yes.

23 MR. WARD: Mohammed Dedar?
24 Glenn Banfield?

25 MR. BANFIELD: Yes.

1 MR. WARD: Nynell Langford?

2 MS. LANGFORD: Abstained.

3 MR. WARD: John Eccles, Jr.?

4 MR. ECCLES: Yes.

5 MR. WARD: Stephanie Davies?

6 MS. DAVIES: Yes.

7 MR. WARD: And Sayed Kausar?

8 MR. KAUSAR: Yes.

9 MR. WARD: Okay. Closed session
10 minutes. That would be b (1).

11 CHAIRMAN HILL: That's correct.

12 MR. WARD: Resolution 5 b (1).

13 CHAIRMAN HILL: And the closed --
14 excuse me. The closed session minutes, of course,
15 were to be read at the MUA and signed off.

16 If there's any board member who did
17 not get to do that -- I don't have that list in
18 front of me. Ms. Johnson would -- please do not
19 vote on this resolution.

20 Okay. So b (1) is closed session.
21 I'll accept a motion to move it.

22 MR. WARD: Second?

23 CHAIRMAN HILL: Thank you.

24 Roll call.

25 MR. WARD: Gary Hill?

1 CHAIRMAN HILL: Yes.

2 MR. WARD: Mohammed Dedar?

3 Glenn Banfield?

4 MR. BANFIELD: Yes.

5 MR. WARD: Nynell Langford?

6 MS. LANGFORD: Abstained.

7 MR. WARD: John Eccles?

8 MR. ECCLES: Yes.

9 MR. WARD: Stephanie Davies?

10 MS. DAVIES: Yes.

11 MR. WARD: Sayed Kausar?

12 MR. KAUSAR: Yes.

13 CHAIRMAN HILL: Thank you. We'll
14 move on to reorganization.

15 Mr. Ward?

16 MR. WARD: Yes. Reorganization,
17 resolution 6 a. One second.

18 CHAIRMAN HILL: Could you read that
19 resolution, please?

20 MR. WARD: By all members of the
21 board, be it resolved, by the board of directors of
22 the Atlantic City Municipal Utilities Authority that
23 the person is hereby elected as chairman of the
24 board for a term expiring February 1, 2024.

25 Do we have a motion for the selection

1 of chairperson?

2 MR. BANFIELD: Yes. I nominate Gary
3 Hill.

4 MR. WARD: Is there a second?

5 MS. LANGFORD: Second.

6 MR. WARD: Are there any other
7 motions? Motions are closed.

8 Let's vote on the chairman for the
9 term expiring February 1, 2024.

10 Gary Hill?

11 CHAIRMAN HILL: Abstained.

12 MR. WARD: Mohammed Dedar?

13 Glenn Banfield?

14 MR. BANFIELD: Yes.

15 MR. WARD: Nynell Langford?

16 MS. LANGFORD: Yes.

17 MR. WARD: John Eccles?

18 MR. ECCLES: Yes.

19 MR. WARD: Stephanie Davies?

20 MS. DAVIES: Yes.

21 MR. WARD: Sayed Kausar?

22 MR. KAUSAR: Yes.

23 MR. WARD: Congratulations, Mr. Hill.

24 CHAIRMAN HILL: Thank you all.

25 MR. WARD: Next is number 23, vice

1 chairman/deputy. Be it resolved, by the board of
2 directors of the Atlantic City Municipal Utilities
3 Authority, that individual is hereby elected as vice
4 chairman/deputy of the board for a term expiring
5 February 1, 2024.

6 Do I have a nomination for vice
7 chairman?

8 CHAIRMAN HILL: I'd like to nominate
9 Mr. Mohammed Dedar for vice president.

10 MR. WARD: Are there any other
11 nominations?

12 CHAIRMAN HILL: We need a second.

13 MR. ECCLES: I'll second.

14 MR. WARD: Do we have a second? Yes.
15 Uh-huh.

16 Any other nominations? Nominations
17 are closed.

18 We are voting on the vice chairman
19 for the term expiring February 1, 2024.

20 Gary Hill?

21 CHAIRMAN HILL: Yes.

22 MR. WARD: Mohammed Dedar?

23 Glenn Banfield?

24 MR. BANFIELD: Yes.

25 MR. WARD: Nynell Langford?

1 MS. LANGFORD: Yes.

2 MR. WARD: John Eccles?

3 MR. ECCLES: Yes.

4 MR. WARD: Stephanie Davies?

5 MS. DAVIES: Yes.

6 MR. WARD: And Sayed Kausar?

7 MR. KAUSAR: Yes.

8 MR. WARD: Congratulations, Mr.

9 Dedar.

10 Resolution number 23, treasurer. Be
11 it resolved, by the board of directors of the
12 Atlantic City Municipal Utilities Authority, that
13 individual is hereby elected as treasurer of the
14 board for a term expiring February 1, 2024.

15 Do I have a motion for the position
16 of treasurer?

17 CHAIRMAN HILL: I'd like to nominate
18 Mr. Glenn Banfield for that position, please.

19 MR. WARD: Is there a second?

20 MS. DAVIES: Second.

21 MR. ECCLES: I'll second.

22 MR. WARD: Are there any other
23 nominations? Nominations are hereby closed.

24 We're voting on the treasurer for a
25 term expiring February 1, 2024.

1 Gary Hill?

2 CHAIRMAN HILL: Yes.

3 MR. WARD: Mohammed Dedar?

4 Glenn Banfield?

5 MR. BANFIELD: Yes.

6 MR. WARD: Nynell Langford?

7 MS. LANGFORD: Yes.

8 MR. WARD: John Eccles, Jr.?

9 MR. ECCLES: Yes.

10 MR. WARD: Stephanie Davies?

11 MS. DAVIES: Yes.

12 MR. WARD: And Sayed Kausar?

13 MR. KAUSAR: Yes.

14 MR. WARD: Congratulations, Mr.

15 Banfield, as treasurer.

16 MR. BANFIELD: Thank you.

17 MR. WARD: Next is schedule of

18 meetings.

19 CHAIRMAN HILL: The meetings are
20 listed on our resolution. This is resolution, I
21 believe it's 6 d. And generally this follows forum
22 for what we've been doing.

23 Once in a while, as we all are aware,
24 we need to -- we need to have an exec -- a special
25 meeting, an executive meeting or we might have to

1 move a date, but this is a general, pretty
2 well-established procedure.

3 So, Mr. Ward, could you read that
4 resolution, at least the first paragraph, for number
5 6 d?

6 MR. WARD: Yes. This is number 23,
7 schedule of meetings. First paragraph, by all
8 members of the board, whereas, the board of
9 directors of the Atlantic City Municipal Utilities
10 Authority will hold its regular meetings on the
11 third Wednesday of each month for the remainder of
12 the calendar year of 2023. And those dates are
13 listed on the resolution.

14 CHAIRMAN HILL: Right.

15 MR. WARD: Can I have a motion?

16 CHAIRMAN HILL: We need a motion.

17 MR. ECCLES: I'll make -- I'll make a
18 motion.

19 MR. WARD: Is there a second?

20 THE COURT REPORTER: I'm sorry. Who
21 was that, the second?

22 CHAIRMAN HILL: Mr. Kausar.

23 MR. KAUSAR: Second.

24 THE COURT REPORTER: Thank you.

25 MR. WARD: Mr. Kausar. Okay.

1 Members voting.

2 Gary Hill?

3 CHAIRMAN HILL: Yes.

4 MR. WARD: Mohammed Dedar?

5 Glenn Banfield?

6 MR. BANFIELD: Yes.

7 MR. WARD: Nynell Langford?

8 MS. LANGFORD: Yes.

9 MR. WARD: John Eccles, Jr.?

10 MR. ECCLES: Yes.

11 MR. WARD: Stephanie Davies?

12 MS. DAVIES: Yes.

13 MR. WARD: And Sayed Kausar?

14 MR. KAUSAR: Yes.

15 CHAIRMAN HILL: The committee
16 meetings, there's not a resolution there because
17 we're waiting to after reorganization. I have
18 spoken to a few of you about those committee
19 assignments. If anybody has a concern or would like
20 to speak with me, please give me a call. We'll send
21 that out and move forward.

22 If we can, Mr. Armstrong, can we just
23 accept a resolution or a motion to -- that we're
24 going to be having our committee meetings? We'll
25 keep it basically the same, and then we'll get the

1 specifics out once Ms. Johnson returns.

2 Would that be fair to say?

3 MR. ARMSTRONG: Yes.

4 CHAIRMAN HILL: Okay. So let's just
5 vote on the establishment of we are going to be
6 having committee meetings. Okay. Mr. Ward, we're
7 ready.

8 CHAIRMAN HILL: I'll make a motion.

9 MR. WARD: Do we have a motion?

10 CHAIRMAN HILL: I'll make a motion.

11 MR. BANFIELD: Motion.

12 MR. WARD: Is there a second?

13 MS. DAVIES: Second.

14 MR. WARD: Okay. Roll call.

15 Gary Hill?

16 CHAIRMAN HILL: Yes.

17 MR. WARD: Mohammed Dedar?

18 Glenn Banfield?

19 MR. BANFIELD: Yes.

20 MR. WARD: Nynell Langford?

21 MS. LANGFORD: Yes.

22 MR. WARD: John Eccles, Jr.?

23 MR. ECCLES: Yes.

24 MR. WARD: Stephanie Davies?

25 MS. DAVIES: Yes.

1 MR. WARD: And Sayed Kausar?

2 MR. KAUSAR: Yes.

3 MR. WARD: That motion passes.

4 CHAIRMAN HILL: Thank you.

5 MR. WARD: Okay. Remarks from the
6 chairman, number 7?

7 CHAIRMAN HILL: Just I wanted to
8 thank everybody for your confidence in me as
9 renewing my chairmanship, as well as I want
10 congratulations to Mr. Dedar and Mr. Banfield for
11 the other officer positions.

12 And you know we've had a very busy,
13 busy year, '23, and we're -- I had a conversation
14 with one of our former -- one of our board members,
15 and she mentioned to me, she says, you know, the
16 boat is like this, so we -- it's good to see us not
17 rocking one way or the other, and we continue to
18 work with all our committees and our wonderful staff
19 under the leadership of Mr. Armstrong, so I look
20 forward to a successful and productive 2024.

21 So thank you all, and we'll move on
22 to Mr. Ward's report, which is number 8.

23 MR. WARD: Yes. I would echo your
24 statement about 2024, but throughout 2023, we've had
25 a very, very complex integration of staff. We've

1 lost staff. We've brought in Ms. India Still, and
2 we are still, I guess, polishing up the --

3 CHAIRMAN HILL: Right.

4 MR. WARD: -- matters with regard to
5 contracts, with regard to standardization, with
6 regard to compliance with New Jersey law, and those
7 matters are proceeding forthrightfully.

8 CHAIRMAN HILL: Right. And we're
9 also dealing, of course, with budget concerns with
10 our new plant, and we brought on, of course, a grant
11 writer, as well.

12 We need to go back to 6 e. We
13 skipped that for cash management plan.

14 MR. WARD: Oh, okay.

15 CHAIRMAN HILL: Can we read the
16 resolution, sir?

17 MR. WARD: Cash management, 6 e.
18 Hold on one second.

19 CHAIRMAN HILL: Right. Number 23,
20 6 e.

21 MR. WARD: Gary, do you have that in
22 front of you? Can you --

23 CHAIRMAN HILL: I do. I'll be happy
24 to read that. Very good.

25 This is resolution 6 e, number 23 for

1 the cash management plan of the ACMUA.

2 Whereas, the Local Fiscal Affairs
3 Law, as amended and supplemental, requires the ACMUA
4 have a cash management plan, which is in your
5 packet, delineating compliance with the requirements
6 of the Local Fiscal Affairs Law. It's kind of
7 standard procedure for every new year.

8 MR. WARD: Uh-huh.

9 CHAIRMAN HILL: It should be in your
10 packet.

11 Can I have a motion to accept that
12 cash management plan?

13 MR. ECCLES: I'll make a motion.

14 MR. BANFIELD: I'll make a motion.

15 CHAIRMAN HILL: Thank you.

16 MR. BANFIELD: I'll second.

17 CHAIRMAN HILL: Thank you.

18 And now we'll do a roll call, Mr.
19 Ward.

20 MR. WARD: Gary Hill?

21 CHAIRMAN HILL: Yes.

22 MR. WARD: Mohammed Dedar?
23 Glenn Banfield?

24 MR. BANFIELD: Yes.

25 MR. WARD: Nynell Langford?

1 MS. LANGFORD: Yes.

2 MR. WARD: John Eccles, Jr.?

3 MR. ECCLES: Yes.

4 MR. WARD: Stephanie Davies?

5 MS. DAVIES: Yes.

6 MR. WARD: And Sayed Kausar?

7 MR. KAUSAR: Yes.

8 MR. WARD: Okay. That's cash
9 management.

10 CHAIRMAN HILL: We're down to number
11 9.

12 MR. WARD: Committee reports,
13 engineering committee.

14 Mr. Smith, any matters there you want
15 to discuss?

16 MR. SMITH: Good morning, everyone.

17 CHAIRMAN HILL: Good morning, Claude.

18 MR. SMITH: Just an update on the
19 engineering report. We had a meeting with
20 Remington & Vernick last week in regards to or in
21 reference to some of the outstanding engineering or
22 projects that we have ongoing.

23 They took extensive notes in regards
24 to what was actually presented. We will be
25 scheduling another meeting probably sometime next

1 week just to go over all of the details of what they
2 understood that needs to be done and introduce any
3 additional new projects or information that needs to
4 be provided to them.

5 So we're in the process of actually
6 having a couple more meetings if possible prior to
7 my departure, and we'll see how it actually goes.

8 MR. WARD: Okay. Thank you.

9 CHAIRMAN HILL: And I do believe
10 we've got an engineer's report attached to our
11 packet, Ms. Johnson did, so again, that report --
12 and I thank Mr. Smith for that -- is very vital so
13 you can see -- even if you're not on the engineering
14 committee, it shows exactly where we are in a -- in
15 a project, who's involved, a rough estimate of
16 monies involved, so it gives you a really good idea
17 of how busy we are and how much we need to do.

18 So I do -- you know, I know it's a
19 lot of reading there, but you should kind of take a
20 glance at it just to keep yourself up to date.

21 Thank you, Mr. Smith.

22 MR. WARD: Personnel committee, 9 b?

23 CHAIRMAN HILL: Mr. Dedar will have
24 trouble --

25 MR. ARMSTRONG: I'll just -- it's

1 not -- we really didn't go over much at our last
2 meeting, so there's not much to speak to. Most of
3 the updates, if any, have to be discussed in
4 executive session.

5 CHAIRMAN HILL: Okay.

6 MR. ARMSTRONG: But considering that
7 Stella's not here, I would say that nothing's
8 important that we'd have to discuss it at this
9 meeting because it may be a little difficult to move
10 everybody into a breakout room.

11 CHAIRMAN HILL: Right.

12 MR. ARMSTRONG: Everything can wait
13 until -- unless, India, you can think of anything
14 that's pressing that we need to talk about, it can
15 wait until the next meeting for further discussion.

16 CHAIRMAN HILL: Right. Is everybody
17 comfortable with that? Okay.

18 MR. BANFIELD: Yes.

19 CHAIRMAN HILL: Very good. Thank
20 you.

21 Mr. Armstrong -- well, personnel
22 matters, we just -- we're not doing.

23 Painting of the tank. We've had a
24 few conversations. Do you want to just give an
25 overview of what's going on there?

1 MR. ARMSTRONG: Yes.

2 CHAIRMAN HILL: And I think -- I
3 think you're right. Just what -- you know, I think
4 we can -- we can talk about that publicly. It's no
5 problem.

6 MR. ARMSTRONG: As you know, I
7 mentioned this some time ago that we were contacted
8 by a nonprofit organization that was interested in
9 painting our tank here that faces Absecon Avenue
10 that's on the side of the building. The nonprofit
11 is willing to come up with some sketches and -- that
12 they would submit to us as renderings, and we would
13 decide what would be appropriate.

14 However, we've had discussions about
15 this in the past and talked about using the tank as
16 a revenue stream. If you recall, I reached out to a
17 billboard company, and they said that they
18 themselves weren't interested, but floated it around
19 and indicated that a company was interested in
20 potentially doing something on that tank.

21 We haven't explored it since. We've
22 been pretty much preoccupied with other --

23 CHAIRMAN HILL: Yeah.

24 MR. ARMSTRONG: -- matters. But
25 after a conversation with Gary, we both think that

1 it might be a good idea to maybe utilize both the
2 nonprofit and the advertiser to maybe have the
3 nonprofit do the actual drawings or paintings on the
4 tank, but at the request of the advertiser.

5 It saves the advertiser money because
6 the nonprofit would be doing it for free, but at the
7 same time, we get revenues from whatever
8 advertisings that are on the tank.

9 If you're interested in this, I could
10 explore it further and, you know, see what, if
11 anything, the advertiser's willing to pay,
12 especially considering they may save some money.

13 Also, the other concern that we have,
14 though, is from a liability standpoint. We would
15 want to make sure that we insulate ourselves from
16 any type of liability if these organizations decide
17 that -- especially the nonprofit, that they're going
18 to have people, you know, suspended from the tank
19 and that no damage is done to the tank, as well.

20 So I would want to make sure that we
21 have some sort of insurance in place that they could
22 cover any damages that they may cause and any -- to
23 indemnify us and insulate us from liability in the
24 event that something does occur.

25 CHAIRMAN HILL: Right. And just for

1 a little recap here, the -- the organization Mr.
2 Armstrong is talking about, and many -- maybe many
3 of you are aware of, I support it through our
4 foundation, it's the Atlantic City Arts Foundation.
5 Okay? That is the organization. It is a legitimate
6 501c3 here in Atlantic City. They've done amazing
7 murals all over the town in different areas of
8 Atlantic City. I was just at an art exterior
9 project they did at the walk area.

10 So it's -- it's a reputable group,
11 and they're good in Atlantic City, but I think we
12 need to get more information, as Mr. Armstrong said.
13 I like the idea of getting some revenue. I'm sure
14 Anita does, too.

15 We've gone through this before, Mr.
16 Smith will remember. Again, I'm -- and maybe Mr.
17 Ward. I was part of this when we -- what's
18 currently there, Do A.C. -- remember the Do A.C.
19 thing was all over the town?

20 MR. WARD: Absolutely.

21 CHAIRMAN HILL: Well, at that point,
22 I was on the board as vice -- vice chair, and I -- I
23 was lucky enough to be able to get that done and
24 paid for -- I think it was 10,000 or \$20,000 by the
25 Atlantic City Do A.C. group. They no longer are in

1 existence, so we're now back to square one.

2 We went back and forth with artists.
3 In this case, there is a very good collection of
4 Atlantic City residents in -- in the area that have
5 done murals before. So I think -- but when we did
6 it in the past, that was a long process and not so
7 much fun, but we got it funded free.

8 So now that we skip ahead, I think if
9 we look into it, possibly the partnership with the
10 Atlantic City Foundation and maybe an advertiser
11 would be a good option. So we just -- this is more
12 of a point of understanding for everybody.

13 We're not moving forward with
14 anything until everybody's comfortable. Absolutely
15 we're not doing that. We just wanted to let it out
16 there. And if you know the organization, if not, do
17 some research on them, and we go from there. Okay?

18 MR. ARMSTRONG: Okay.

19 CHAIRMAN HILL: Okay. We're going to
20 move on, Mr. Ward, to b, 10 b.

21 MR. WARD: Deputy executive director
22 of engineering, Mr. Smith did give us a brief
23 report, but is there anything else in terms of
24 operations and engineering, Mr. Smith?

25 MR. SMITH: No, there isn't.

1 MR. WARD: Okay.

2 CHAIRMAN HILL: Thank you.

3 MR. WARD: So 10 c, deputy executive
4 director of administration.

5 Good morning, Ms. Still.

6 MS. STILL: Good morning. I have
7 nothing to report. I've just been working on the
8 union negotiations mainly and some other daily
9 contract matters.

10 MR. WARD: Okay.

11 CHAIRMAN HILL: Thank you.

12 MR. WARD: And item d, accounting and
13 finance.

14 Ms. Thapa?

15 MS. THAPA: Good morning, everybody.

16 CHAIRMAN HILL: Good morning.

17 MR. ECCLES: Good morning.

18 MS. THAPA: So the financials --
19 financials are for the month of December of 2022.
20 Just for the brief summary on the financials, as of
21 December, our revenue, including all of the interest
22 income, miscellaneous income, it's about 18.5
23 million. Expenses we're still -- we're still
24 receiving some late invoices from 2022, so it's not
25 final. And without depreciation costs, our expense

1 is about 10.8 million, leaving our net income for
2 7.6 million.

3 The revenue is up by 5 percent as
4 compared to 2021. And as far as for the cash
5 management, I haven't moved any money to any other
6 investment. Like our bank is with the Bank of New
7 York Mellon. Most of our -- that's our trustee.
8 Most of our monies are in there.

9 The interest rates are pretty decent
10 there, 2.5 percent there. And we do have 3 million
11 in the cash management with the New Jersey Cash
12 Management Fund. Maybe -- maybe sometime next
13 month -- the interest rate is higher in that cash
14 management fund, which is about 4 percent as of
15 December, so I'm -- I would probably move the
16 money -- some of the money in that cash management
17 fund, and that is, you know, handled by the New
18 Jersey State. So that's for the financial
19 management and cash management.

20 And as far as the shutoffs, it's just
21 for the information, and balance adjustments is also
22 just for the information to the board.

23 I do have a 2021 audit. We've
24 completed the 2021 audit finally. This is -- this
25 year we completed two -- two months before the end

1 of last year, which was 2020 audit. So the board
2 report was provided or emailed to the board on I
3 believe it was February 5th. I hope you --
4 everybody got a chance to read that.

5 So pretty much our 2021 audit is
6 pretty clean. There's no recommendation or any
7 findings from the audit. Just for the brief summary
8 on 2021 audit, I'll just go over with that. So the
9 total assets and deferred outflows at year end total
10 83.2 million. That exceeded liabilities and
11 deferred inflows in the amount of 32.7 million,
12 which is the net positions. That's our necessitate
13 positions.

14 So total assets increased by 3.4
15 million, and the total net position increased by 5.4
16 million. Net pension liability under Government --
17 Government Accounting Standard Board, known as GASB
18 Statement 75, it was about 7 -- I'm sorry -- 20.1
19 million in 2021. It is a little bit decreased of
20 372,000 -- I'm sorry. It's a decrease of 1 point --
21 1.9 million there.

22 For the post -- post employment
23 benefits other than the pensions liability under
24 GASB Statement 75 was 20.1 million. And that's a
25 decrease of 3.7 -- 372,000. And for -- for fiscal

1 year 2021, we pumped approximately 3 -- 3 thousand
2 21 million gallons of water compared to 2,765
3 million gallons of water in 2020, which was a huge
4 decrease because of COVID-19.

5 Our operating revenues were 16.6
6 million compared to 15.6 million in 2020. Again,
7 because of that COVID-19, 2020 was -- revenue was
8 decreased significantly there.

9 Operating expenses was about 11.2
10 million, and our operating income for 2021 was 5.3
11 million. We collected income from the connection
12 fee about 416,000, and that -- that pretty much sums
13 up the '21 audit.

14 There is a resolution that the board
15 has to approve, which is under agenda 12 f. Mr.
16 Hill, Chairman, if you'd like to approve that or go
17 over with that, we can or wait until that 12 f
18 agenda.

19 CHAIRMAN HILL: Right. And we all
20 will have to sign off on that. In other words, it's
21 an individual signature sheet. Not individual.
22 It's all together, but for the state, we need to --
23 everybody has to sign that -- that you reviewed the
24 audit and -- and accepted it basically. That's
25 standard operations.

1 So when you get to the MUA, if you
2 haven't already done it, please make sure you notify
3 Ms. Johnson or Ms. Still. Okay?

4 Thank you, Anita.

5 MS. THAPA: No problem.

6 CHAIRMAN HILL: Let's -- let's -- so
7 we don't get confused -- it's confusing enough --
8 let's just wait until we get to 12 f. Okay? Is
9 that all right?

10 MR. WARD: Okay.

11 CHAIRMAN HILL: We're going to move
12 into old business, which is again another
13 standard -- standard situation we do every year.

14 Mr. Ward, can we read 11 a (1)?

15 MR. WARD: 11 a (1), by all members
16 of the board, whereas, the Division of Contract
17 Compliance and Equal Employment Opportunity in
18 Public Contracts is responsible for ensuring
19 compliance with the statute and regulations; and

20 Whereas, all public agencies that
21 award contracts for goods and services vendors
22 and/or construction contractors are required to
23 comply with N.J.S.A. 10:5-31.

24 The resolution designates Ms. India
25 Still to serve as the public agency compliance

1 officer.

2 May I have a -- a motion to accept?

3 MR. ECCLES: I'll make the motion.

4 MR. BANFIELD: Motion.

5 MR. WARD: Is there a second?

6 CHAIRMAN HILL: Second.

7 MR. WARD: Okay. We're voting.

8 Mr. Hill?

9 CHAIRMAN HILL: Yes.

10 MR. WARD: Mr. Dedar?

11 Mr. Banfield?

12 MR. BANFIELD: Yes.

13 MR. WARD: Mr. -- Ms. Langford?

14 MS. LANGFORD: Yes.

15 MR. WARD: Mr. Eccles?

16 MR. ECCLES: Yes.

17 MR. WARD: Ms. Davies?

18 MS. DAVIES: Yes.

19 MR. WARD: And Mr. Kausar?

20 MR. KAUSAR: Yes.

21 MR. WARD: Okay.

22 CHAIRMAN HILL: Moving on to the

23 abatements.

24 MR. WARD: With the abatements --

25 with the --

1 CHAIRMAN HILL: Right. There are
2 five of them.

3 MR. WARD: -- abatements, whatever
4 the pleasure is of the board since each of these are
5 unnecessary to appear.

6 Would the board wish to do them
7 together?

8 CHAIRMAN HILL: Yes, please.

9 MR. WARD: Is that okay?

10 CHAIRMAN HILL: Yes.

11 MR WARD: All right. So we're going
12 to be voting on abatements 12 a (1), (2), (3), (4),
13 and (5). The individual properties include 358
14 North Pennsylvania Avenue, 200 Grant Avenue, 56
15 North Delancey Place, 2124 Murray Avenue, and 203
16 North Florida Avenue.

17 CHAIRMAN HILL: And before we --
18 before we move on that, Mr. Ward, again, I'm going
19 to remind the board members, just reviewing the --
20 the properties and the names, if there's some -- if
21 there's one you want to pull and abstain from,
22 that's fine. We'll make note of that. Sometimes
23 there's, you know, a reason why you need to do that.

24 So now we can move on that. Okay.

25 I'll make -- I'll make a motion to

1 accept.

2 MR. ECCLES: Gary --

3 CHAIRMAN HILL: Yeah. I know.

4 MR. ECCLES: -- and Bruce, I would
5 like to abstain on the 56 North --

6 CHAIRMAN HILL: Right.

7 MR. ECCLES: -- Delancey Place.

8 CHAIRMAN HILL: Right. That's why I
9 said that.

10 MR. ECCLES: I -- I had a feeling.

11 MR. WARD: Okay.

12 CHAIRMAN HILL: So we have a motion.
13 We need a second, Mr. Ward.

14 MR. WARD: We need a second.

15 MR. BANFIELD: Second.

16 MR. WARD: Okay. All those in favor,
17 that would be Mr. Hill?

18 CHAIRMAN HILL: Yes.

19 MR. WARD: Mr. Dedar?

20 Mr. Banfield?

21 MR. BANFIELD: Yes.

22 MR. WARD: Ms. Langford?

23 MS. LANGFORD: Yes.

24 MR. WARD: Mr. Eccles, with the
25 exception of item 12 a (3), which he will be

1 abstaining?

2 MR. ECCLES: I -- on my agenda,
3 it's -- Bruce, it says 12 a (5) for 56 North
4 Delancey.

5 CHAIRMAN HILL: Yeah, it does.
6 That's wrong. Right. It should be 12 a (3), I
7 guess.

8 MR. WARD: Well, it's the 56 Delancey
9 Place that --

10 CHAIRMAN HILL: Right.

11 MR. WARD: -- Mr. Eccles --

12 CHAIRMAN HILL: That he's abstaining
13 from.

14 MR. WARD: -- will be abstaining.
15 Okay?

16 CHAIRMAN HILL: Right.

17 MR. WARD: So would you be able to
18 vote on the others?

19 CHAIRMAN HILL: Uh-huh.

20 MR. ECCLES: Yes. I'm -- I'm seeing
21 here agenda number 12 a (3), the actual resolution
22 12 a (3). My apologies. It's a typo on the -- on
23 the agenda, but yes for all the others and abstain
24 on 12 a (3).

25 MR. WARD: 12 a (3), yes.

1 MR. ECCLES: Thank you.

2 MR. WARD: Uh-huh.

3 Ms. Davies?

4 MS. DAVIES: I'm going to vote yes,
5 but I'm going to abstain on 12 a (3), as well.

6 MR. WARD: 12 a (3) abstention, yes.
7 Okay?

8 And Mr. Kausar?

9 MR. KAUSAR: Yes.

10 MR. WARD: Okay. That matter passes.
11 Next is 12 b, to solicit bids for
12 corrosion inhibitor chemical.

13 CHAIRMAN HILL: This is a chemical
14 we -- we need for our treatment plant.

15 Can we just read the resolution here?

16 MR. WARD: Whereas, resolution 395 of
17 1994 provides for rules, rates, and regulations
18 governing the assessment and collection of water,
19 rates, and charges for water department of the city
20 municipal utilities authority.

21 I'm sorry. I'm reading the wrong
22 one. I'm sorry. Give me a second. That was -- I'm
23 taking over Stella's job.

24 CHAIRMAN HILL: Yeah. It's 12 b (1).

25 MR. WARD: 12 b (1). Yes. I've got

1 it.

2 CHAIRMAN HILL: Okay. There it is.

3 MR. WARD: Okay. Be it resolved, by
4 the board of directors of the Atlantic City
5 Municipal Utilities Authority that the
6 advertisement, proposal forms, and specifications
7 and instructions to bidders this day submitted by
8 the acting deputy executive director of operations
9 for furnishing and delivering corrosion inhibitor
10 chemical suitable for the treatment of potable
11 water, F.O.B. the pumping station of the Atlantic
12 City Municipal Utilities Authority, 1151 North Main
13 Street, Pleasantville, and the said documents are
14 hereby approved and adopted.

15 CHAIRMAN HILL: Right.

16 MR. WARD: Can we have a motion to
17 accept?

18 MR. ECCLES: I'll make a motion.

19 MR. WARD: Is there a second?

20 MS. DAVIES: Second.

21 MR. WARD: Mr. Hill?

22 CHAIRMAN HILL: Yes.

23 MR. WARD: Mr. Dedar?

24 Mr. Banfield?

25 MR. BANFIELD: Yes.

1 MR. WARD: Ms. Langford?
2 MS. LANGFORD: Yes.
3 MR. WARD: Mr. Eccles?
4 MR. ECCLES: Yes.
5 MR. WARD: Ms. Davies?
6 MS. DAVIES: Yes.
7 MR. WARD: And Mr. Kausar?
8 MR. KAUSAR: Yes.
9 MR. WARD: Okay. That matter passes.
10 MR. ARMSTRONG: Bruce, just so you
11 know, you're -- you're voting six.
12 MR. WARD: Pardon me?
13 MR. ARMSTRONG: You're voting six
14 instead of five.
15 MR. WARD: Instead of five?
16 MR. ARMSTRONG: Yeah. So Mr.
17 Kausar's, I believe, vote is not necessary.
18 CHAIRMAN HILL: Right.
19 MR. ARMSTRONG: Okay.
20 MR. WARD: Okay. Well, the question
21 is whether we're counting Mr. Dedar --
22 CHAIRMAN HILL: Well, yeah. Right.
23 I mean, I --
24 MR. WARD: -- because we're not
25 hearing him.

1 CHAIRMAN HILL: I was going to say to
2 Mr. Ward, yeah. We're not sure if we're getting
3 communication from Mr. Dedar.

4 MR. ARMSTRONG: Davies is voting for
5 Mr. Dedar.

6 MR. WARD: Okay.

7 CHAIRMAN HILL: Oh, all right.
8 Right. Right. That's five. Okay. Right. Ms.
9 Davies is. Okay. You're right.

10 MR. ARMSTRONG: Yeah.

11 MR. WARD: Thank you.

12 CHAIRMAN HILL: Thank you.

13 MR. WARD: Uh-huh.

14 CHAIRMAN HILL: Okay. Moving on to
15 12 b.

16 MR. WARD: 12 b.

17 CHAIRMAN HILL: 2 -- c rather.
18 Right.

19 MR. WARD: Uh-huh. By all members
20 of the board, whereas, the Atlantic City Municipal
21 Utilities Authority and Decotiis, Fitzpatrick,
22 Cole & Giblin, LLP of 61 South Paramus Road,
23 Paramus, New Jersey entered into an agreement by
24 resolution number 60 March 15, 2022 as bond counsel
25 for the Atlantic City Municipal Utilities Authority

1 for a contract not to exceed; and

2 Whereas, it becomes necessary for
3 Decotiis, Fitzpatrick, Cole & Giblin, LLP to perform
4 additional services which were not contemplated by
5 the original agreement.

6 Whereas, the cost of this work shall
7 increase the contract by \$8,000.

8 Is there a motion?

9 CHAIRMAN HILL: I'll make a motion.
10 This is for extra work, if needed.

11 MR. WARD: Second?

12 MR. ECCLES: I'll second.

13 MR. WARD: Voting.

14 Gary Hill?

15 CHAIRMAN HILL: Yes.

16 MR. WARD: Glenn Banfield?

17 MR. BANFIELD: Yes.

18 MR. WARD: Nynell Langford?

19 MS. LANGFORD: Yes.

20 MR. WARD: John Eccles?

21 MR. ECCLES: Yes.

22 MR. WARD: Stephanie Davies?

23 MS. DAVIES: Yes.

24 MR. WARD: That motion passes.

25 CHAIRMAN HILL: Thank you. And we're

1 moving on to 12 d, equipment lease agreement with
2 Canon.

3 MR. WARD: Equipment lease agreement
4 with Canon, yes, 12 d.

5 By all members of the board, whereas,
6 the Atlantic City Municipal Utilities Authority (the
7 Authority) is specifically empowered to make all
8 contracts and undertake other acts as necessary in
9 the exercise of its statutory powers; and

10 Whereas, Atlantic City Municipal
11 Utilities Authority has examined its equipment needs
12 and deems Canon Solutions America, Inc. best able to
13 satisfy the need for copier equipment for the
14 Atlantic City Municipal Utilities Authority.

15 Is there a motion to accept?

16 MR. BANFIELD: Motion.

17 MR. WARD: Second?

18 MR. ECCLES: I'll second.

19 MR. WARD: We're voting.

20 Mr. Hill?

21 CHAIRMAN HILL: Yes.

22 MR. WARD: Mr. Banfield?

23 MR. BANFIELD: Yes.

24 MR. WARD: Ms. Nynell -- Ms.

25 Langford?

1 MS. LANGFORD: Yes.

2 MR. WARD: Mr. Eccles?

3 MR. ECCLES: Yes.

4 MR. WARD: And Ms. Davies?

5 MS. DAVIES: Yes.

6 MR. WARD: The motion passes.

7 CHAIRMAN HILL: Thank you. Moving on
8 to state contract list -- vendors rather.

9 MR. WARD: State contract list. By
10 all members of the board, whereas the Atlantic City
11 Municipal Utilities Authority (the Authority)
12 pursuant to N.J.S.A. 40A:11-12a and N.J.A.C.
13 5:34-7.29(c), may by resolution and without
14 advertising for bids, purchase any goods or services
15 under the State of New Jersey Cooperative Purchasing
16 Program for any state contracts entered into on --
17 on behalf of the state by the Division of Purchase
18 and Property in the Department of the Treasury.

19 CHAIRMAN HILL: Okay. This -- and
20 this, again, is a standard document we vote on every
21 year. It's looking at state contractors and vendors
22 and accepting it from -- whenever we need them. So
23 this is resolution.

24 We'll accept a motion.

25 MR. WARD: Motion?

1 CHAIRMAN HILL: And a second?

2 MS. DAVIES: Second.

3 CHAIRMAN HILL: Thank you.

4 Roll call.

5 MR. WARD: Mr. Hill?

6 CHAIRMAN HILL: Yes.

7 MR. WARD: Mr. Banfield?

8 MR. BANFIELD: Yes.

9 MR. WARD: Ms. Langford?

10 MS. LANGFORD: Yes.

11 MR. WARD: Mr. Eccles?

12 MR. ECCLES: Yes.

13 MR. WARD: And Ms. Davies?

14 MS. DAVIES: Yes.

15 MR. WARD: Thank you.

16 CHAIRMAN HILL: And now we're moving
17 on to the audit that Ms. Thapa mentioned -- talked
18 to us about. This is 12 f, the 2021 audit.

19 MR. WARD: Uh-huh. Whereas, N.J.S.A.
20 40A:5A-15 requires the governing body of every
21 authority to have made an annual audit of its books,
22 accounts, and financial transactions; and

23 Whereas, the annual report and audit
24 for the year 2021 has been filed by a certified
25 public accountant with the authority's secretary

1 pursuant to N.J.S.A. 40A:5A-15, and a copy has been
2 received by each member and -- of the governing
3 body.

4 Is there a motion?

5 CHAIRMAN HILL: Before we make a
6 motion, I wanted to thank Anita and her department
7 for helping us getting a nice clean audit again.
8 It's very important obviously for a lot of reasons,
9 and I -- you know, I know it's a lot of work, and
10 we've been working with this company for a while,
11 but thank you, Anita. I forgot to say that when you
12 gave your report.

13 Attached is that review certificate I
14 mentioned. That's what we need to sign if you
15 haven't done that in the next couple of weeks.

16 Okay. Now, I'll move the resolution.
17 We need a second.

18 MS. DAVIES: Second.

19 MR. ECCLES: I'll second.

20 MR. WARD: Mr. Hill?

21 CHAIRMAN HILL: Yes.

22 MR. WARD: Mr. Banfield?

23 MR. BANFIELD: Yes.

24 MR. WARD: Ms. Langford?

25 MS. LANGFORD: Yes.

1 MR. WARD: Mr. Eccles?

2 MR. ECCLES: Yes.

3 MR. WARD: Ms. Davies?

4 MS. DAVIES: Yes.

5 MR. WARD: Motion passes.

6 Okay. Approval of monthly bills. Is
7 there a motion?

8 CHAIRMAN HILL: The bills are
9 attached.

10 MR. WARD: Uh-huh.

11 CHAIRMAN HILL: Do we have a motion?

12 MS. DAVIES: I'll make a motion.

13 CHAIRMAN HILL: Thank you.

14 MR. BANFIELD: And I'll second.

15 CHAIRMAN HILL: Roll call.

16 MR. WARD: Mr. Hill?

17 CHAIRMAN HILL: Yes.

18 MR. WARD: Mr. Banfield?

19 MR. BANFIELD: Yes.

20 MR. WARD: Ms. Langford?

21 MS. LANGFORD: Yes.

22 MR. WARD: Mr. Eccles?

23 MR. ECCLES: Yes.

24 MR. WARD: Ms. Davies?

25 MS. DAVIES: Yes.

1 MR. WARD: Motion passes.

2 CHAIRMAN HILL: So I know Mr. Riley
3 is on the line. He was going to speak with us or
4 give us a review, but I don't know if we're going to
5 do that now.

6 Mr. Riley, is there anything urgent
7 that we need to try to get into a room?

8 MR. RILEY: I don't think there's
9 anything urgent. Just to let you know that we're --
10 we're making some progress, and Ms. Still and I are
11 meeting again on Friday, and she's been very helpful
12 in terms of organizing a lot of the issues for me,
13 and I anticipate after Friday that we're going to
14 start making some pretty serious gains in getting
15 this stuff resolved. So that's pretty much it.

16 CHAIRMAN HILL: Okay. Thank you.
17 And thank you, Ms. Still. So we'll bring that up
18 again next meeting in closed session obviously
19 because it's negotiations.

20 MR. RILEY: Correct.

21 CHAIRMAN HILL: Okay. I believe that
22 concludes today's meeting.

23 I want to thank Mr. Ward for stepping
24 in for Ms. Johnson, and we'll entertain a motion for
25 adjournment.

1 MR. BANFIELD: Motion.
2 CHAIRMAN HILL: A second?
3 MS. LANGFORD: Second.
4 CHAIRMAN HILL: Roll call, please,
5 Mr. Ward.
6 MR. WARD: Mr. Hill?
7 CHAIRMAN HILL: Yes.
8 MR. WARD: Mr. Banfield?
9 MR. BANFIELD: Yes.
10 MR. WARD: Ms. Langford?
11 MS. LANGFORD: Yes.
12 MR. WARD: Mr. Eccles?
13 MR. ECCLES: Yes.
14 MR. WARD: And Ms. Davies?
15 Is Ms. Davies there?
16 Mr. Sayed --
17 MR. ECCLES: She's muted.
18 MS. DAVIES: Yes.
19 CHAIRMAN HILL: Thank you.
20 MR. WARD: Ms. Davies? Okay.
21 CHAIRMAN HILL: She said yes.
22 MS. DAVIES: Yes. Yes.
23 MR. WARD: Thank you.
24 CHAIRMAN HILL: Thank you, all. Have
25 a great afternoon.

1 MR. WARD: You, too.

2 CHAIRMAN HILL: Okay. We'll see you
3 soon. Thank you so much.

4 MR. BANFIELD: Thank you.

5 MS. STILL: Thank you.

6 CHAIRMAN HILL: Thank you, everybody.

7 MS. STILL: Bye-bye.

8 MR. ECCLES: Take care, everybody.

9 - - -

10 (Whereupon, the regular monthly
11 meeting concluded at approximately 10:45 a.m.)

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CERTIFICATE

I, WENDY L. WALINSKI, a Notary Public and Certified Shorthand Reporter of the State of New Jersey, do hereby certify that the foregoing is a verbatim transcript of the proceedings as taken stenographically by and before me at the time, place and on the date hereinbefore set forth, to the best of my ability.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

Wendy L. Walinski

WENDY L. WALINSKI, CCR
Notary Number: 2203614
Notary Expiration: 8/3/27
CCR Number: XI02025
Dated: February 17, 2023

LAWYER'S NOTES

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2	PAGE	LINE	
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24	_____	_____	_____
25	_____	_____	_____

A	
abatements 29:23,24 30:3,12	18:3 37:4
ability 46:9	address 4:1
able 22:23 32:17 38:12	Adequate 2:7
Absecon 20:9	adjournment 43:25
Absolutely 22:20 23:14	adjustments 25:21
abstain 30:21 31:5 32:23 33:5	administration 24:4
Abstained 5:2 6:6 7:11	adopted 34:14
abstaining 32:1,12,14	advertisement 34:6
abstention 33:6	advertiser 21:2,4,5 23:10
accept 5:21 12:23 16:11 29:2 31:1 34:17 38:15 39:24	advertiser's 21:11
accepted 27:24	advertising 39:14
accepting 39:22	advertisings 21:8
accountant 40:25	Affairs 16:2,6
accounting 24:12 26:17	aforesaid 2:13
accounts 40:22	afternoon 44:25
ACMUA 16:1,3	agencies 28:20
acting 34:8	agency 28:25
action 46:12,15	agenda 27:15,18 32:2,21,23
acts 38:8	ago 20:7
actual 21:3 32:21	agreement 36:23 37:5 38:1,3
additional	ahead 23:8
	Allegiance 3:20
	Alternate 1:16,16
	amazing
	22:6
	amended 16:3
	America 38:12
	amount 26:11
	and/or 28:22
	Anita 1:19 22:14 28:4 41:6 41:11
	annual 40:21,23
	anticipate 43:13
	anybody 12:19
	apologies 32:22
	appear 30:5
	appropriate 20:13
	approval 4:3 42:6
	approve 27:15,16
	approved 34:14
	approximately 27:1 45:11
	area 22:9 23:4
	areas 22:7
	Armstrong 12:22 13:3 14:19 18:25 19:6,12,21 20:1,6,24 22:2,12 23:18 35:10,13,16 35:19 36:4,10
	art 22:8
	artists 23:2
	Arts 22:4
	assessment 33:18
	assets 26:9,14
	assignments 12:19
	Atlantic 1:1,5 2:3,5,6,11 6:22 8:2 9:12 11:9 22:4,6 22:8,11,25 23:4,10 34:4,11 36:20,25 38:6,10,14 39:10
	attached 18:10 41:13 42:9
	attorney 1:19 46:11,14
	audit 25:23,24 26:1,5,7,8 27:13,24 40:17,18 40:21,23 41:7
	authority 1:1,5 2:3,5 6:22 8:3 9:12 11:10 33:20 34:5,12 36:21,25 38:6,7,11,14 39:11 39:11 40:21
	authority's 40:25
	Avenue 2:6,11 20:9 30:14,14 30:15,16
	award 28:21
	aware 10:23 22:3
	A.C 22:18,18,25
	a.m 1:8 45:11
	B
	b 5:10,12,20 18:22 23:20,20 33:11,24

33:25 36:15,16	25:22 26:1,2,17	45:8	45:2,6
back	27:14 28:16 30:4,6	case	chairmanship
15:12 23:1,2	30:19 34:4 36:20	23:3	14:9
balance	38:5 39:10	cash	chairman/deputy
25:21	boat	15:13,17 16:1,4,12	1:12 8:1,4
Banfield	14:16	17:8 25:4,11,11,13	chairperson
1:13 3:3,4 4:14,24,25	body	25:16,19	7:1
6:3,4 7:2,13,14 8:23	40:20 41:3	cause	chance
8:24 9:18 10:4,5,15	bond	21:22	26:4
10:16 12:5,6 13:11	36:24	CCR	Chapter
13:18,19 14:10	books	1:22 46:20,21	2:14
16:14,16,23,24	40:21	certificate	charges
19:18 29:4,11,12	breakout	41:13 46:1	33:19
31:15,20,21 34:24	19:10	certified	chemical
34:25 37:16,17	brief	40:24 46:4	33:12,13 34:10
38:16,22,23 40:7,8	23:22 24:20 26:7	certify	city
41:22,23 42:14,18	bring	46:5,10	1:1,5 2:3,5,6,12,13
42:19 44:1,8,9 45:4	43:17	chair	6:22 8:2 9:12 11:9
bank	brought	22:22	22:4,6,8,11,25 23:4
25:6,6	15:1,10	chairman	23:10 33:19 34:4,12
basically	Bruce	1:11 2:1,22 3:1,13,15	36:20,25 38:6,10,14
12:25 27:24	1:14 31:4 32:3 35:10	3:22 4:5,9,11,15,18	39:10
behalf	budget	4:22 5:11,13,23 6:1	Claude
39:17	15:9	6:13,18,23 7:8,11	1:14 17:17
believe	building	7:24 8:7,8,12,18,21	clean
10:21 18:9 26:3	20:10	9:17 10:2,19 11:14	26:6 41:7
35:17 43:21	business	11:16,22 12:3,15	Clerk
benefits	28:12	13:4,8,10,16 14:4,6	2:13
26:23	busy	14:7 15:3,8,15,19	closed
best	14:12,13 18:17	15:23 16:9,15,17,21	5:9,13,14,20 7:7 8:17
38:12 46:8	Bye-bye	17:10,17 18:9,23	9:23 43:18
bidders	45:7	19:5,11,16,19 20:2	Cole
34:7		20:23 21:25 22:21	36:22 37:3
bids	C	23:19 24:2,11,16	collected
33:11 39:14	c	27:16,19 28:6,11	27:11
billboard	24:3 36:17	29:6,9,22 30:1,8,10	collection
20:17	calendar	30:17 31:3,6,8,12	23:3 33:18
bills	11:12	31:18 32:5,10,12,16	come
42:6,8	call	32:19 33:13,24 34:2	20:11
bit	2:17,18,20 4:8,19,20	34:15,22 35:18,22	comfortable
26:19	5:24 12:20 13:14	36:1,7,12,14,17	19:17 23:14
board	16:18 40:4 42:15	37:9,15,25 38:21	COMMENCING
1:10,19 2:16,18,19	44:4	39:7,19 40:1,3,6,16	1:8
4:1,3 5:16 6:21,21	Canon	41:5,21 42:8,11,13	committee
6:24 8:1,4 9:11,14	38:2,4,12	42:15,17 43:2,16,21	12:15,18,24 13:6
11:8,8 14:14 22:22	care	44:2,4,7,19,21,24	17:12,13 18:14,22

committees 14:18	37:4		
communication 36:3	continue 14:17	D	1:12 2:23 4:23 6:2 7:12 8:9,22 9:9 10:3 12:4 13:17 14:10 16:22 18:23 29:10 31:19 34:23 35:21 36:3,5
company 20:17,19 41:10	contract 24:9 28:16 37:1,7 39:8,9	d 10:21 11:5 24:12 38:1,4	
compared 25:4 27:2,6	contractors 28:22 39:21	daily 24:8	
completed 25:24,25	contracts 15:5 28:18,21 38:8 39:16	damage 21:19	deems 38:12
complex 14:25	conversation 14:13 20:25	damages 21:22	deferred 26:9,11
compliance 15:6 16:5 28:17,19 28:25	conversations 19:24	date 11:1 18:20 46:8	Delancey 30:15 31:7 32:4,8
complies 2:14	Cooperative 39:15	Dated 46:22	delineating 16:5
comply 28:23	copier 38:13	dates 11:12	delivering 34:9
concern 12:19 21:13	copy 2:12 41:1	Davies 1:16 3:9,10 5:5,6 6:9 6:10 7:19,20 9:4,5 9:20 10:10,11 12:11 12:12 13:13,24,25 17:4,5 29:17,18 33:3,4 34:20 35:5,6 36:4,9 37:22,23 39:4,5 40:2,13,14 41:18 42:3,4,12,24 42:25 44:14,15,18 44:20,22	department 33:19 39:18 41:6
concerns 15:9	correct 5:11 43:20	day 34:7	departure 18:7
concluded 45:11	corrosion 33:12 34:9	dealing 15:9	depreciation 24:25
concludes 43:22	cost 37:6	December 24:19,21 25:15	deputy 1:13,14 23:21 24:3 34:8
Conference 2:4,11	costs 24:25	decent 25:9	designates 28:24
confidence 14:8	counsel 36:24 46:12,14	decide 20:13 21:16	details 18:1
confused 28:7	counting 35:21	Decotiis 36:21 37:3	different 22:7
confusing 28:7	couple 18:6 41:15	decrease 26:20,25 27:4	difficult 19:9
congratulations 7:23 9:8 10:14 14:10	course 5:14 15:9,10	decreased 26:19 27:8	director 1:13,14 23:21 24:4 34:8
connection 27:11	COURT 11:20,24	Dedar	directors 6:21 8:2 9:11 11:9 34:4
considering 19:6 21:12	cover 21:22		discuss 17:15 19:8
construction 28:22	COVID-19 27:4,7		discussed 19:3
contacted 20:7	currently 22:18		discussion 19:15
contemplated			discussions

20:14	engineering	1:13,14 10:25 19:4 23:21 24:3 34:8	40:24
Division	1:15 17:13,19,21		final
28:16 39:17	18:13 23:22,24	exercise	24:25
document	engineer's	38:9	finally
39:20	18:10	existence	25:24
documents	ensuring	23:1	finance
34:13	28:18	expense	24:13
doing	entered	24:25	financial
10:22 19:22 20:20	36:23 39:16	expenses	25:18 40:22
21:6 23:15	entertain	24:23 27:9	financially
drawings	43:24	Expiration	46:14
21:3	Equal	46:21	financials
	28:17	expiring	24:18,19,20
E	equipment	6:24 7:9 8:4,19 9:14	findings
	38:1,3,11,13	9:25	26:7
e	especially	explore	fine
15:12,17,20,25	21:12,17	21:10	30:22
Eccles	ESQUIRE	explored	first
1:15 3:7,8,17,19 4:17	1:19	20:21	11:4,7
5:3,4 6:7,8 7:17,18	establishment	extensive	fiscal
8:13 9:2,3,21 10:8,9	13:5	17:23	16:2,6 26:25
11:17 12:9,10 13:22	estimate	exterior	Fitzpatrick
13:23 16:13 17:2,3	18:15	22:8	36:21 37:3
24:17 29:3,15,16	event	extra	five
31:2,4,7,10,24 32:2	21:24	37:10	30:2 35:14,15 36:8
32:11,20 33:1 34:18	everybody		flag
35:3,4 37:12,20,21	2:2 4:6 14:8 19:10,16	F	3:16
38:18 39:2,3 40:11	23:12 24:15 26:4	f	floated
40:12 41:19 42:1,2	27:23 45:6,8	27:15,17 28:8 40:18	20:18
42:22,23 44:12,13	everybody's	faces	Florida
44:17 45:8	23:14	20:9	30:16
echo	exactly	fair	follows
14:23	18:14	13:2	10:21
elected	examined	far	foregoing
6:23 8:3 9:13	38:11	25:4,20	46:5
email	exceed	favor	forgot
3:25	37:1	31:16	41:11
emailed	exceeded	February	former
26:2	26:10	1:7 2:4,10 6:24 7:9	14:14
emergency	exception	8:5,19 9:14,25 26:3	forms
2:17	31:25	46:22	34:6
employee	excuse	fee	forth
46:11,13	5:14	27:12	23:2 46:8
employment	exec	feeling	forthrightfully
26:22 28:17	10:24	31:10	15:7
empowered	executive	filed	forum
38:7			

10:21 forward 12:21 14:20 23:13 foundation 22:4,4 23:10 free 21:6 23:7 Friday 43:11,13 front 5:18 15:22 fun 23:7 fund 25:12,14,17 funded 23:7 furnishing 34:9 further 19:15 21:10 46:10 F.O.B 34:11	give 12:20 19:24 23:22 33:22 43:4 gives 18:16 glance 18:20 Glenn 1:13 3:3 4:24 6:3 7:13 8:23 9:18 10:4 12:5 13:18 16:23 37:16 go 15:12 18:1 19:1 23:17 26:8 27:16 goes 18:7 going 2:17 3:16,17 12:24 13:5 19:25 21:17 23:19 28:11 30:11 30:18 33:4,5 36:1 43:3,4,13 good 2:1,19 14:16 15:24 17:16,17 18:16 19:19 21:1 22:11 23:3,11 24:5,6,15 24:16,17 goods 28:21 39:14 governing 33:18 40:20 41:2 Government 26:16,17 grant 15:10 30:14 great 44:25 group 22:10,25 guess 15:2 32:7	25:17 happy 15:23 hearing 2:25 4:2 35:25 held 2:4 helpful 43:11 helping 41:7 hereinbefore 46:8 higher 25:13 Hill 1:11 2:1,21,22 3:1,13 3:15,22 4:5,9,10,11 4:15,18,21,22 5:11 5:13,23,25 6:1,13 6:18 7:3,10,11,23 7:24 8:8,12,20,21 9:17 10:1,2,19 11:14,16,22 12:2,3 12:15 13:4,8,10,15 13:16 14:4,7 15:3,8 15:15,19,23 16:9,15 16:17,20,21 17:10 17:17 18:9,23 19:5 19:11,16,19 20:2,23 21:25 22:21 23:19 24:2,11,16 27:16,19 28:6,11 29:6,8,9,22 30:1,8,10,17 31:3,6 31:8,12,17,18 32:5 32:10,12,16,19 33:13,24 34:2,15,21 34:22 35:18,22 36:1 36:7,12,14,17 37:9 37:14,15,25 38:20 38:21 39:7,19 40:1 40:3,5,6,16 41:5,20 41:21 42:8,11,13,15 42:16,17 43:2,16,21 44:2,4,6,7,19,21,24 45:2,6	hold 11:10 15:18 hope 4:6 26:3 huge 27:3
<hr/> G <hr/>	<hr/> H <hr/>	<hr/> I <hr/>	
gains 43:14 gallons 27:2,3 Gary 1:11 2:21 4:10,21 5:25 7:2,10 8:20 10:1 12:2 13:15 15:21 16:20 20:25 31:2 37:14 GASB 26:17,24 general 11:1 generally 10:21 getting 22:13 36:2 41:7 43:14 Giblin 36:22 37:3			idea 18:16 21:1 22:13 important 19:8 41:8 include 30:13 including 24:21 income 24:22,22 25:1 27:10 27:11 increase 37:7 increased 26:14,15 indemnify 21:23 India 1:13 15:1 19:13 28:24 indicated 20:19 individual 8:3 9:13 27:21,21 30:13 inflows 26:11 information 18:3 22:12 25:21,22 inhibiter 34:9 inhibitor 33:12 instructions 34:7 insulate 21:15,23 insurance

21:21 integration 14:25 interest 24:21 25:9,13 interested 20:8,18,19 21:9 46:15 introduce 18:2 investment 25:6 invoices 24:24 involved 18:15,16 issues 43:12 item 24:12 31:25	14:1,2 17:6,7 29:19 29:20 33:8,9 35:7,8 Kausar's 35:17 keep 12:25 18:20 kind 16:6 18:19 know 14:12,15 18:18,18 20:3,6 21:10,18 23:16 25:17 30:23 31:3 35:11 41:9,9 43:2,4,9 known 2:14 26:17	leaving 25:1 LEGAL 1:24 legitimate 22:5 let's 4:9,12 7:8 13:4 28:6 28:6,8 liabilities 26:10 liability 21:14,16,23 26:16,23 line 2:25 43:3 47:2 list 2:9 5:17 39:8,9 listed 10:20 11:13 little 19:9 22:1 26:19 LLP 36:22 37:3 Local 16:2,6 long 23:6 longer 22:25 look 14:19 23:9 looking 39:21 lost 15:1 lot 18:19 41:8,9 43:12 lucky 22:23	34:12 making 43:10,14 management 15:13,17 16:1,4,12 17:9 25:5,11,12,14 25:16,19,19 March 36:24 matter 33:10 35:9 matters 15:4,7 17:14 19:22 20:24 24:9 mean 35:23 meeting 1:4 2:2,8,10 4:4 10:25,25 17:19,25 19:2,9,15 43:11,18 43:22 45:11 meetings 2:15 10:18,19 11:7 11:10 12:16,24 13:6 18:6 Mellon 25:7 member 5:16 41:2 members 1:10 2:20 6:20 11:8 12:1 14:14 28:15 30:19 36:19 38:5 39:10 mentioned 14:15 20:7 40:17 41:14 MICHAEL 1:19 million 24:23 25:1,2,10 26:10,11,15,16,19 26:21,24 27:2,3,6,6 27:10,11 minute 4:11
<hr/> J <hr/> January 4:4 Jersey 2:12 15:6 25:11,18 36:23 39:15 46:5 job 33:23 John 1:15 3:7 5:3 6:7 7:17 9:2 10:8 12:9 13:22 17:2 37:20 Johnson 5:18 13:1 18:11 28:3 43:24 Jr 1:15 3:7 5:3 10:8 12:9 13:22 17:2	<hr/> L <hr/> L 1:11,22 46:3,20 Langford 3:5,6 5:1,2 6:5,6 7:5 7:15,16 8:25 9:1 10:6,7 12:7,8 13:20 13:21 16:25 17:1 29:13,14 31:22,23 35:1,2 37:18,19 38:25 39:1 40:9,10 41:24,25 42:20,21 44:3,10,11 late 24:24 law 2:9,15 15:6 16:3,6 Laws 2:14 LAWYER'S 47:1 lead 3:17 leadership 14:19 lease 38:1,3 leave 2:17	<hr/> M <hr/> MAGNA 1:24 mailing 2:9 Main	
<hr/> K <hr/> Kausar 1:16 3:11,12 5:7,8 6:11,12 7:21,22 9:6 9:7 10:12,13 11:22 11:23,25 12:13,14			

<p>minutes 4:3,3 5:10,14</p> <p>miscellaneous 24:22</p> <p>Mohammed 1:12 2:23 4:23 6:2 7:12 8:9,22 10:3 12:4 13:17 16:22</p> <p>money 21:5,12 25:5,16,16</p> <p>monies 18:16 25:8</p> <p>month 11:11 24:19 25:13</p> <p>monthly 1:4 42:6 45:10</p> <p>months 25:25</p> <p>morning 2:1,19 17:16,17 24:5 24:6,15,16,17</p> <p>motion 4:12,14,16 5:21 6:25 9:15 11:15,16,18 12:23 13:8,9,10,11 14:3 16:11,13,14 29:2,3,4 30:25 31:12 34:16,18 37:8 37:9,24 38:15,16 39:6,24,25 41:4,6 42:5,7,11,12 43:1 43:24 44:1</p> <p>motions 7:7,7</p> <p>move 4:2 5:21 6:14 11:1 12:21 14:21 19:9 23:20 25:15 28:11 30:18,24 41:16</p> <p>moved 25:5</p> <p>moving 23:13 29:22 36:14 38:1 39:7 40:16</p> <p>MUA 5:15 28:1</p>	<p>municipal 1:1,5 2:3,5 6:22 8:2 9:12 11:9 33:20 34:5,12 36:20,25 38:6,10,14 39:11</p> <p>murals 22:7 23:5</p> <p>Murray 30:15</p> <p>muted 44:17</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>names 30:20</p> <p>necessary 35:17 37:2 38:8</p> <p>necessitate 26:12</p> <p>need 8:12 10:24,24 11:16 15:12 18:17 19:14 22:12 27:22 30:23 31:13,14 33:14 38:13 39:22 41:14 41:17 43:7</p> <p>needed 37:10</p> <p>needs 18:2,3 38:11</p> <p>negotiations 24:8 43:19</p> <p>neither 46:11,13</p> <p>net 25:1 26:12,15,16</p> <p>new 2:12 15:6,10 16:7 18:3 25:6,11,17 36:23 39:15 46:4</p> <p>nice 41:7</p> <p>NJ 1:22</p> <p>nominate 7:2 8:8 9:17</p>	<p>nomination 8:6</p> <p>nominations 8:11,16,16 9:23,23</p> <p>nonprofit 20:8,10 21:2,3,6,17</p> <p>North 2:6,11 30:14,15,16 31:5 32:3 34:12</p> <p>Notary 46:3,20,21</p> <p>note 30:22</p> <p>notes 17:23 47:1</p> <p>nothing's 19:7</p> <p>notice 2:8,12</p> <p>notify 28:2</p> <p>number 3:14,24 4:2 7:25 9:10 11:4,6 14:6,22 15:19,25 17:10 32:21 36:24 46:20 46:21</p> <p>Nynell 3:5 5:1 6:5 7:15 8:25 10:6 12:7 13:20 16:25 37:18 38:24</p> <p>N.J.A.C 39:12</p> <p>N.J.S.A 28:23 39:12 40:19 41:1</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>obviously 41:8 43:18</p> <p>occur 21:24</p> <p>officer 14:11 29:1</p> <p>Oh 15:14 36:7</p>	<p>okay 2:1 3:1,14 4:8,13,20 5:9,20 11:25 13:4,6 13:14 14:5 15:14 17:8 18:8 19:5,17 22:5 23:17,18,19 24:1,10 28:3,8,10 29:7,21 30:9,24 31:11,16 32:15 33:7 33:10 34:2,3 35:9 35:19,20 36:6,8,9 36:14 39:19 41:16 42:6 43:16,21 44:20 45:2</p> <p>old 28:12</p> <p>once 10:23 13:1</p> <p>ongoing 17:22</p> <p>open 1:6 2:15 4:3,12</p> <p>opening 2:7</p> <p>operating 27:5,9,10</p> <p>operations 23:24 27:25 34:8</p> <p>Opportunity 28:17</p> <p>option 23:11</p> <p>organization 20:8 22:1,5 23:16</p> <p>organizations 21:16</p> <p>organizing 43:12</p> <p>original 37:5</p> <p>outflows 26:9</p> <p>outstanding 17:21</p> <p>overview 19:25</p>
---	--	--	---

P			
packet	personnel	17:24	28:25 40:25 46:3
16:5,10 18:11	18:22 19:21	president	publicly
PAGE	place	8:9	20:4
47:2	21:21 30:15 31:7	Press	pull
paid	32:9 46:7	2:9	30:21
22:24	plan	pressing	pumped
painting	15:13 16:1,4,12	19:14	27:1
19:23 20:9	plant	pretty	pumping
paintings	15:10 33:14	11:1 20:22 25:9 26:5	34:11
21:3	Pleasantville	26:6 27:12 43:14,15	purchase
paragraph	34:13	prior	39:14,17
11:4,7	please	18:6	Purchasing
Paramus	2:18 3:18 5:18 6:19	probably	39:15
36:22,23	9:18 12:20 28:2	17:25 25:15	pursuant
Pardon	30:8 44:4	problem	39:12 41:1
35:12	pleasure	20:5 28:5	<hr/> Q <hr/>
part	30:4	procedure	question
22:17	Pledge	11:2 16:7	35:20
participation	3:20	proceeding	<hr/> R <hr/>
3:24	point	15:7	rate
parties	22:21 23:12 26:20	proceedings	25:13
46:12	polishing	1:3 46:6	rates
partnership	15:2	process	25:9 33:17,19
23:9	position	18:5 23:6	reached
passes	9:15,18 26:15	productive	20:16
14:3 33:10 35:9	positions	14:20	read
37:24 39:6 42:5	14:11 26:12,13	Program	5:15 6:18 11:3 15:15
43:1	possible	39:16	15:24 26:4 28:14
pay	18:6	progress	33:15
21:11	possibly	43:10	reading
Pennsylvania	23:9	project	18:19 33:21
30:14	post	18:15 22:9	ready
pension	26:22,22	projects	13:7
26:16	posted	17:22 18:3	really
pensions	2:13	properties	18:16 19:1
26:23	potable	30:13,20	reason
people	34:10	Property	30:23
21:18	potentially	39:18	reasons
percent	20:20	proposal	41:8
25:3,10,14	powers	34:6	recall
perform	38:9	provided	20:16
37:3	preoccupied	2:8 18:4 26:2	recap
person	20:22	provides	22:1
6:23	Present	33:17	received
	1:10,18 2:22 3:4	public	
	presented	2:15 3:24 28:18,20	

41:2	11:20,24 46:4	4:5 11:14 15:3,8,19	2:10
receiving	reports	19:11,16 20:3 21:25	scheduling
24:24	17:12	27:19 28:9 30:1,11	17:25
recited	reputable	31:6,8 32:6,10,16	second
3:21	22:10	34:15 35:18,22 36:7	4:15,17 5:22 6:17 7:4
recommendation	request	36:8,8,8,9,18	7:5 8:12,13,14 9:19
26:6	21:4	Riley	9:20,21 11:19,21,23
reference	requesting	1:19 43:2,6,8,20	13:12,13 15:18
17:21	3:25	rise	16:16 29:5,6 31:13
regard	required	3:16	31:14,15 33:22
15:4,5,6	2:8 28:22	Road	34:19,20 37:11,12
regards	requirements	36:22	38:17,18 40:1,2
17:20,23	16:5	rocking	41:17,18,19 42:14
regular	requires	14:17	44:2,3
1:4 2:2 11:10 45:10	16:3 40:20	roll	secretary
regularly	research	2:18,20 4:8,18,20	2:16 40:25
2:10	23:17	5:24 13:14 16:18	see
regulations	residents	40:4 42:15 44:4	14:16 18:7,13 21:10
28:19 33:17	23:4	room	45:2
relative	resolution	2:5,11 19:10 43:7	seeing
46:11,13	4:6 5:12,19 6:17,19	rough	32:20
remainder	9:10 10:20,20 11:4	18:15	selection
11:11	11:13 12:16,23	RPR	6:25
Remarks	15:16,25 27:14	1:22	send
14:5	28:24 32:21 33:15	rules	12:20
remember	33:16 36:24 39:13	33:17	sent
22:16,18	39:23 41:16		2:12
remind	resolved	<hr/> S <hr/>	serious
30:19	6:21 8:1 9:11 34:3	salute	43:14
Remington	43:15	3:16	serve
17:20	responsible	satisfy	28:25
REMOTE	28:18	38:13	services
1:3	returns	save	1:24 28:21 37:4
renderings	13:1	21:12	39:14
20:12	revenue	saves	session
renewing	20:16 22:13 24:21	21:5	1:6 4:3 5:9,14,20
14:9	25:3 27:7	Sayed	19:4 43:18
reorganization	revenues	1:16 3:11 5:7 6:11	set
6:14,16 12:17	21:7 27:5	7:21 9:6 10:12	46:8
report	review	12:13 14:1 17:6	sheet
14:22 17:19 18:10,11	4:7 41:13 43:4	44:16	27:21
23:23 24:7 26:2	reviewed	says	Shorthand
40:23 41:12	27:23	14:15 32:3	46:4
REPORTED	reviewing	schedule	shows
1:21	30:19	10:17 11:7	18:14
Reporter	right	scheduled	shutoffs

25:20	specifically	stuff	23:23 43:12
side	38:7	43:15	thank
20:10	specifications	submit	3:13,15,22,23 4:18
sign	34:6	20:12	5:23 6:13 7:24
27:20,23 41:14	specifics	submitted	10:16 11:24 14:4,8
signature	13:1	34:7	14:21 16:15,17 18:8
27:21	spoken	successful	18:12,21 19:19 24:2
signed	12:18	14:20	24:11 28:4 33:1
5:15	square	suitable	36:11,12 37:25 39:7
significantly	23:1	34:10	40:3,15 41:6,11
27:8	staff	summary	42:13 43:16,17,23
sir	14:18,25 15:1	24:20 26:7	44:19,23,24 45:3,4
3:22 4:11 15:16	standard	sums	45:5,6
situation	16:7 26:17 27:25	27:12	Thapa
28:13	28:13,13 39:20	supplemental	1:19 24:14,15,18
six	standardization	16:3	28:5 40:17
35:11,13	15:5	support	thing
sketches	standpoint	22:3	22:19
20:11	21:14	sure	think
skip	start	2:25 21:15,20 22:13	19:13 20:2,3,3,25
23:8	43:14	28:2 36:2	22:11,24 23:5,8
skipped	state	suspended	43:8
15:13	25:18 27:22 39:8,9	21:18	third
Smith	39:15,16,17,21 46:4		11:11
1:14 2:24 17:14,16	statement	T	thousand
17:18 18:12,21	2:7 14:24 26:18,24	take	27:1
22:16 23:22,24,25	station	18:19 45:8	time
solicit	34:11	taken	4:6 20:7 21:7 46:7
33:11	statute	46:6	today
solicitor	28:19	talk	2:4
1:14 2:18	statutory	19:14 20:4	today's
Solutions	38:9	talked	43:22
38:12	Stella's	20:15 40:17	total
soon	19:7 33:23	talking	26:9,9,14,15
45:3	stenographically	22:2	town
sorry	1:21 46:7	tank	22:7,19
11:20 26:18,20 33:21	Stephanie	19:23 20:9,15,20	transactions
33:22	1:16 3:9 5:5 6:9 7:19	21:4,8,18,19	40:22
sort	9:4 10:10 12:11	Telephone	transcript
21:21	13:24 17:4 37:22	1:12,20	1:3 46:6
South	stepping	telephonically	treasurer
36:22	43:23	3:25	1:13 9:10,13,16,24
speak	stream	term	10:15
12:20 19:2 43:3	20:16	6:24 7:9 8:4,19 9:14	Treasury
special	Street	9:25	39:18
10:24	34:13	terms	treatment

33:14 34:10	verbatim	10:12,14,17 11:3,6	1:22 46:3,20
trouble	46:6	11:15,19,25 12:4,7	went
18:24	Vernick	12:9,11,13 13:6,9	23:2
trustee	17:20	13:12,14,17,20,22	weren't
25:7	vice	13:24 14:1,3,5,23	20:18
try	1:12 7:25 8:3,6,9,18	15:4,14,17,21 16:8	we'll
43:7	22:22,22	16:19,20,22,25 17:2	4:2 6:13 12:20,24,25
two	VIDEOCONFER...	17:4,6,8,12 18:8,22	14:21 16:18 18:7
25:25,25	1:8	22:17,20 23:20,21	30:22 39:24 43:17
type	Virginia	24:1,3,10,12 28:10	43:24 45:2
21:16	2:6,11	28:14,15 29:5,7,10	we're
typo	vital	29:13,15,17,19,21	3:15 9:24 12:17,23
32:22	18:12	29:24 30:3,9,11,18	13:6 14:13 15:8
<hr/>	vote	31:11,13,14,16,19	17:10 18:5 19:22
U	5:19 7:8 13:5 32:18	31:22,24 32:8,11,14	23:1,13,15,19 24:23
Uh-huh	33:4 35:17 39:20	32:17,25 33:2,6,10	24:23 28:11 29:7
8:15 16:8 32:19 33:2	voting	33:16,25 34:3,16,19	30:11 35:21,24 36:2
36:13,19 40:19	8:18 9:24 12:1 29:7	34:21,23 35:1,3,5,7	36:2 37:25 38:19
42:10	30:12 35:11,13 36:4	35:9,12,15,20,24	40:16 43:4,9,10,13
understanding	37:13 38:19	36:2,6,11,13,16,19	we've
23:12	<hr/>	37:11,13,16,18,20	10:22 14:12,24,25
understood	W	37:22,24 38:3,17,19	15:1 18:10 19:23
18:2	wait	38:22,24 39:2,4,6,9	20:14,21 22:15
undertake	19:12,15 27:17 28:8	39:25 40:5,7,9,11	25:23 41:10
38:8	waiting	40:13,15,19 41:20	willing
union	12:17	41:22,24 42:1,3,5	20:11 21:11
24:8	WALINSKI	42:10,16,18,20,22	wish
unnecessary	1:22 46:3,20	42:24 43:1,23 44:5	30:6
30:5	walk	44:6,8,10,12,14,20	wonderful
update	22:9	44:23 45:1	14:18
17:18	want	Ward's	words
updates	14:9 17:14 19:24	14:22	27:20
19:3	21:15,20 30:21	water	work
urgent	43:23	27:2,3 33:18,19	14:18 37:6,10 41:9
43:6,9	wanted	34:11	working
utilities	14:7 23:15 41:6	way	24:7 41:10
1:1,5 2:3,5 6:22 8:2	Ward	14:17	writer
9:12 11:9 33:20	1:14 2:18,19,23 3:2,5	Wednesday	15:11
34:5,12 36:21,25	3:7,9,11,14,23 4:8	11:11	wrong
38:6,11,14 39:11	4:10,13,16,20,23	week	32:6 33:21
utilize	5:1,3,5,7,9,12,22,25	17:20 18:1	www.MagnaLS.com
21:1	6:2,5,7,9,11,15,16	weeks	1:25
<hr/>	6:20 7:4,6,12,15,17	41:15	<hr/>
V	7:19,21,23,25 8:10	well-established	X
vendors	8:14,22,25 9:2,4,6,8	11:2	XI02025
28:21 39:8,21	9:19,22 10:3,6,8,10	WENDY	46:21

Y	10:5-31 28:23	2021 25:4,23,24 26:5,8,19 27:1,10 40:18,24	40A:11-12a 39:12
yeah 20:23 31:3 32:5 33:24 35:16,22 36:2 36:10	11 28:14,15	2022 24:19,24 36:24	40A:5A-15 40:20 41:1
year 11:12 14:13 16:7 25:25 26:1,9 27:1 28:13 39:21 40:24	11.2 27:9	2023 1:7 2:10 4:4 11:12 14:24 46:22	401 2:11
York 25:7	1151 34:12	2024 6:24 7:9 8:5,19 9:14 9:25 14:20,24	416,000 27:12
Z	12 27:15,17 28:8 30:12 31:25 32:3,6,21,22 32:24,25 33:5,6,11 33:24,25 36:15,16 38:1,4 40:18	203 30:15	5
ZOOM 1:8	15 1:7 36:24	21 27:2,13	5 4:2,6 5:12 25:3 30:13 32:3
\$	15th 2:4,10	2124 30:15	5th 26:3
\$20,000 22:24	15.6 27:6	2203614 46:20	5.3 27:10
\$8,000 37:7	16.6 27:5	23 7:25 9:10 11:6 14:13 15:19,25	5.4 26:15
#	17 46:22	231 2:14	5:34-7.29(c) 39:13
#1 1:16	18 4:4	3	501c3 22:6
#2 1:16	18.5 24:22	3 3:14 25:10 27:1,1 30:12 31:25 32:6,21 32:22,24,25 33:5,6	56 30:14 31:5 32:3,8
1	1975 2:14	3.4 26:14	6
1 4:6 5:10,12,20 6:24 7:9 8:5,19 9:14,25 26:20 28:14,15 30:12 33:24,25	1994 33:17	3.7 26:25	6 6:17 10:21 11:5 15:12,17,20,25
1.9 26:21	2	32.7 26:11	60 36:24
10 23:20 24:3	2 30:12 36:17	358 30:13	61 36:22
10,000 22:24	2,765 27:2	372,000 26:20,25	624-6221 1:24
10.8 25:1	2.5 25:10	395 33:16	7
10:05 1:8	20.1 26:18,24	4	7 14:6 26:18
10:45 45:11	200 30:14	4 3:24 25:14 30:12	7.6 25:2
	2020 26:1 27:3,6,7		75 26:18,24
			8

8
14:22
8/3/27
46:21
83.2
26:10
866
1:24

9

9
17:11 18:22