



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 23-56
APPROVING OPEN SESSION MINUTES OF APRIL 19, 2023

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Board Meeting on April 19, 2023 commencing at 10:00am, there being present:

| | |
|-----------------------------|---------------------------|
| CHAIRMAN | Gary L. Hill (Zoom) |
| VICE CHAIRMAN/DEPUTY | Mohammed Dedar (Zoom) |
| TREASURER | Glenn Banfield (Zoom) |
| BOARD MEMBER | Nynell Langford (Zoom) |
| BOARD MEMBER | John Eccles, Jr. (Zoom) |
| BOARD MEMBER, ALTERNATE # 1 | Stephanie Davies (Absent) |
| BOARD MEMBER, ALTERNATE # 2 | Sayed Kausar (Zoom) |

NOW THEREFORE BE IT RESOLVED, it is on this 17th day of May 2023, that the Board of Directors of the Atlantic City Municipal Utilities Authority hereby approves the transcription of Open Session Meeting Minutes reported by Wendy Walinski, Certified Court Reporter for the Board Meeting held on April 19, 2023.

Upon Motion, This Resolution was APPROVED as Read.


WASTELLA E. JOHNSON, BOARD SECRETARY

| Governing Body Member: | Recording Vote | | | |
|---------------------------|----------------|-----|---------|--------|
| | Aye | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-57
APPROVING CLOSED SESSION MINUTES OF APRIL 19, 2023

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Board Meeting on April 19, 2023 commencing at 10:00am, there being present:

| | |
|-----------------------------|---------------------------|
| CHAIRMAN | Gary L. Hill (Zoom) |
| VICE CHAIRMAN/DEPUTY | Mohammed Dedar (Zoom) |
| TREASURER | Glenn Banfield (Zoom) |
| BOARD MEMBER | Nynell Langford (Zoom) |
| BOARD MEMBER | John Eccles, Jr. (Zoom) |
| BOARD MEMBER, ALTERNATE # 1 | Stephanie Davies (Absent) |
| BOARD MEMBER, ALTERNATE # 2 | Sayed Kausar (Zoom) |

NOW THEREFORE BE IT RESOLVED, it is on this 17th day of May 2023, that the Board of Directors of the Atlantic City Municipal Utilities Authority hereby approves the transcription of Closed Session Meeting Minutes reported by Wendy Walinski, Certified Court Reporter for the Board Meeting held on April 19, 2023.

Upon Motion, This Resolution was APPROVED as Read.


WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | |
|------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No. 23-58
UTILITY LOCATING AND MARK OUT SERVICES
SOLICIT BIDS

BY ALL MEMBERS OF THE BOARD:

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

BE IT FURTHER RESOLVED, that authority be and is hereby given to the Authority Executive Director to advertise for bids in the form of advertisement for the undertaking hereinabove set forth, the said bids to be received and publicly opened and read at a meeting of the Purchasing Board of the Atlantic City Municipal Utilities Authority to be announced at a later date.

Upon Motion, This Resolution was APPROVED as Read.


WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | |
|------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No. 23-59
RAFAEL DIAZ ABATEMENT

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 Rafael Diaz, Water Account No. 754501-0, located at 418 Wisteria Road, experienced miscellaneous water leaks causing the additional consumption of 36,215 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 SEVEN HUNDRED FORTY ONE DOLLARS AND FIFTY ONE CENTS (\$741.51) 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.

A handwritten signature in blue ink, appearing to read "Wastella E. Johnson", is written over a horizontal line.

WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | |
|------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No. 23-60
CHRISTOS GUSIS ABATEMENT

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 Christos Gusis, Water Account No. 855601-0, located at 2 S. Raleigh Avenue, experienced miscellaneous water leaks causing the additional consumption of 21,935 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 FIVE HUNDRED FIVE DOLLARS AND SIXTY ONE CENTS (\$505.61) 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.

A handwritten signature in blue ink, appearing to read "Wastella E. Johnson", is written over a horizontal line.

WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | |
|------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority
RESOLUTION

No. 23-61
MICHAEL & FOTINI MICHAELIDIS ABATEMENT

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 & Fotini Michaelidis, Water Account No. 954001-0, located at 1927 Blaine Avenue, experienced miscellaneous water leaks causing the additional consumption of 18,310 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 SEVENTY ONE DOLLARS AND SIXTY ONE CENTS (\$371.61) 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.

A handwritten signature in blue ink, appearing to read "Waste E. Johnson", is written over a horizontal line.

WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | |
|------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority
RESOLUTION

No. 23-62
ELLEN SIMPSON ABATEMENT

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 Ellen Simpson, Water Account No. 1363401-0, located at 410 Madison Avenue, experienced miscellaneous water leaks causing the additional consumption of 14,900 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 THIRTY THREE DOLLARS AND SEVENTY EIGHT CENTS (\$333.78) 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.


WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | |
|------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [] | [] | [X] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-63
SHARED SERVICE AGREEMENT:
ATLANTIC COUNTY UTILITIES AUTHORITY – LABORATORY SERVICES

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there exists a need by the Atlantic City Municipal Utilities Authority to have certain laboratory testing services; and

WHEREAS, the Atlantic County Utilities Authority’s laboratory facilities are suitable for water and other laboratory testing activities; and

WHEREAS, the Atlantic County utilities Authority will provide the Authority on laboratory testing services as specified in the attached; and

WHEREAS, the Atlantic County Utilities Authority, 6700 Delilah Road, Egg Harbor Township, NJ provides such testing services and is willing to assist the Atlantic City Municipal Utilities Author in such services beginning June 1, 2023 until May 31, 2024; and

WHEREAS, The parties desire hereby to set forth the terms and conditions under which Atlantic County Utilities Authority will serve as a laboratory testing facility for the Atlantic City Municipal Utilities Authority.

NOW THEREFORE BE IT RESOLVED, that the parties hereto in consideration of mutual covenants herein contained and other good and valuable consideration, each intending to be legally bound, hereby agree as follows:

1. Atlantic County Utilities Authority will perform Laboratory Testing Services more fully described in attached Exhibit A.
2. The Atlantic City Municipal Utilities Authority will compensate Atlantic County Utilities Authority for Shared Services for Laboratory Testing Services, in the sum not to exceed \$32,394.72.
3. This Agreement may not be modified and/or amended except by written agreement signed by both parties.
4. This Agreement shall be construed in accordance with and governed by the laws of the State of New Jersey.



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-63
SHARED SERVICE AGREEMENT:
ATLANTIC COUNTY UTILITIES AUTHORITY – LABORATORY SERVICES

BE IT FURTHER RESOLVED, that the Atlantic City Municipal Utilities Authority has caused this Agreement to be duly execute by its authorized representative, and Atlantic County Utilities Authority has caused this Agreement to be duly executed by an authorized party as of the day and year first above written.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ



WASTELLA E. JOHNSON, BOARD SECRETARY

| Governing Body Member: | Aye | Recording Vote | | |
|---------------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 23-64

**PLANNING AND GRANT SERVICES
RUTALA ASSOCIATES, LLC**

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority (ACMUA) and the City of Atlantic City are currently involved in a Shared Services Agreement with the City to complete the Atlantic City Municipal Utilities Authority (ACMUA) Water System Infrastructure Repair and Street Paving and Rutala Associates, LLC is the grant writer for that project;

WHEREAS, the Atlantic City Municipal Utilities Authority (ACMUA) has a need for Grant Services independent of the City, which are specific to the needs of the ACMUA;

WHEREAS, through our relationship with Rutala Associates, LLC involving the Shared Services Agreement, the Atlantic City Municipal Utilities Authority (ACMUA) believes that Rutala Associates, LLC can assist the Atlantic City Municipal Utilities (ACMUA) with securing grants specifically related to the Water Utility Authorities;

NOW THEREFORE BE IT RESOLVED, that the parties hereto in consideration of mutual covenants herein contained and other good and valuable consideration, each intending to be legally bound, hereby agree as follows:

1. Rutala Associates, LLC will perform as Planning and Grant Services to the Atlantic City Municipal Utilities Authority (ACMUA).
2. The Atlantic City Municipal Utilities Authority (ACMUA) will compensate Rutala Associates, LLC at the hourly rate of \$160.00/ monthly related to the hours spent on these efforts not to exceed the cost of \$15,000.00 for term set forth herein.
3. This Agreement may not be modified and/or amended except by written agreement signed by both parties.
4. This Agreement shall be construed in accordance with and governed by the laws of the State of New Jersey.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (ACMUA) hereby appoints Rutala Associates, LLC to provide Planning and Grant Services as set forth herein.



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-64
PLANNING AND GRANT SERVICES
RUTALA ASSOCIATES, LLC

PAGE 2 OF 2:

BE IT FURTHER RESOLVED, that a Certificate from the Assistant Director of Accounting and Finance of the Atlantic City Municipal Utilities Authority has been attached to this resolution showing the availability of funds and specifying the line item appropriation from the 2023 Atlantic City Municipal Utilities Authority Other Professional Services Account# 01-10-100-591-990.

Upon Motion, This Resolution was APPROVED as Read.



WASTELLA E. JOHNSON, BOARD SECRETARY

| Governing Body Member: | Recording Vote | | | |
|---------------------------|----------------|-----|---------|--------|
| | Aye | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 23-65

DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR COSTS OF THE WATER METER AND MTU REPLACEMENT PROJECT FROM THE PROCEEDS OF DEBT OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM

BY ALL MEMBERS OF THE BOARD:

WHEREAS, The Atlantic City Municipal Utilities Authority (the "Borrower") intends to acquire, construct, renovate and/or install a water meter and water meter transmission unit replacement program throughout the City of Atlantic City pursuant to an application filed with the New Jersey Infrastructure Bank (the "I-Bank") for Project No. S340439-04 (the "Project"); (the "Project");

WHEREAS, the Borrower intends to finance the Project with debt obligations of the Borrower (the "Project Debt Obligations") but may pay for certain costs of the Project (the "Project Costs") prior to the issuance of the Project Debt Obligations with funds of the Borrower that are not borrowed funds;

WHEREAS, the Borrower reasonably anticipates that obligations, the interest on which is excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), will be issued by the New Jersey Infrastructure Bank (the "Issuer") to finance the Project on a long-term basis by making a loan to the Borrower with the proceeds of the Issuer's obligations (the "Project Bonds"); and

WHEREAS, the Borrower desires to preserve its right to treat an allocation of proceeds of the Project Debt Obligations to the reimbursement of Project Costs paid prior to the issuance of the Project Debt Obligations as an expenditure for such Project Costs to be reimbursed for purposes of Sections 103 and 141 through 150, inclusive, of the Code.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borrower as follows:

Section 1. The Borrower reasonably expects to reimburse its expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with proceeds of its Project Debt Obligations.

Section 2. This resolution is intended to be and hereby is a declaration of the Borrower's official intent to reimburse the expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with the proceeds of a borrowing to be incurred by the Borrower, in accordance with Treasury Regulations §1.150-2.

Section 3. The maximum principal amount of the Project Debt Obligations expected to be issued to finance the Project is \$3,000,000.

Section 4. The Project Costs to be reimbursed with the proceeds of the Project Debt Obligations will be "capital expenditures" in accordance with the meaning of Section 150 of the Code.



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-65
DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR COSTS OF THE WATER METER AND MTU REPLACEMENT PROJECT FROM THE PROCEEDS OF DEBT OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM

PAGE 2 OF 2

Section 5. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Code. The proceeds of the Project Bonds used to reimburse the Borrower for Project Costs, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of the Project Debt Obligations or another issue of debt obligations of the Borrower, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1).

Section 6. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the Project Debt Obligations is paid, or (ii) the date the Project is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 7. This resolution shall take effect immediately.

Upon Motion, This Resolution was APPROVED as Read.


WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote | | | Absent |
|------------------|-------|----------------|---------|--|--------|
| | | Nay | Abstain | | |
| Gary L. Hill | [X] | [] | [] | | [] |
| Mohammed Dedar | [X] | [] | [] | | [] |
| Glenn Banfield | [] | [] | [] | | [X] |
| Nynell Langford | [X] | [] | [] | | [] |
| John Eccles, Jr. | [X] | [] | [] | | [] |
| Stephanie Davies | [X] | [] | [] | | [] |
| Sayed Kausar | [] | [] | [] | | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 23-66
SERVICE AGREEMENT
IR FOUNDATION, LLC.

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to the Water Service Agreement by and between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY (“Authority”), a Municipal Corporation of the State of New Jersey, and IR FOUNDATION, LLC, a limited liability corporation in the State of New Jersey, with an address of 7033 Black Horse Pike, Egg Harbor Township, NJ 08234, for property in the City of Atlantic City commonly known as 16 North Florida Avenue, Atlantic City, NJ 08401, Block 277, Lot 3, and will connect to the public water supply system of the Authority for a repurposed intermodal containers that includes a bar container, concession container (food), restroom container and a stage in the City of Atlantic City, NJ; and

BE IT FURTHER RESOLVED that a copy of this contract shall be made available in the Office of the Atlantic City Municipal Utilities Authority for public inspection.

Upon Motion, This Resolution was APPROVED as Read.


WASTELLA E. JOHNSON, BOARD SECRETARY

| Governing Body Member: | Aye | Recording Vote | | |
|---------------------------|-----|----------------|---------|--------|
| | | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 23-67
CLARIFIER INSTALLATION AND REPAIR
G.M.H. ASSOCIATES OF AMERICA, INC.

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, there exists the need for the Water Treatment Plant Clarifier to be repaired at the Water Treatment Plant located at 1151 N. Main Street, Pleasantville, NJ and must be evaluated by a qualified contractor before repairs are made; and

WHEREAS, the installation and repair service will be provided by G.M.H. Associates of America, Inc., 5 Cheltenham Way, Building 15, Trenton, New Jersey 08638; and

WHEREAS G.M.H. ASSOCIATES OF AMERICA, INC. is a member of the Passaic Valley Sewerage Commission of North Jersey Wastewater Cooperative Pricing System for various manufacturer pumps repair, replacement and installation, contract no. B331-5; and

WHEREAS G.M.H. ASSOCIATES OF AMERICA, INC. has a registered State of New Jersey Certificate # 0103470 and Tax ID # 22-2876607; and

WHEREAS, the Authority entered into a participants agreement with the Passaic Valley Sewerage Commission (PVSC) to participate in a Cooperative Pricing System for the provision and performance of goods and services through the period ending November 24, 2024 and each renewal thereafter of the system; and

WHEREAS, G. M. H. Associates of America, Inc., will furnish and install DBS D42-BE Drive Unit (\$60,646.00), Low Maintenance Feature (\$1,500.00), Installation & Repair (\$29,189.00) at the Authority's Water Treatment Plant Facility; and for a total of \$91,335.00; and

WHEREAS the details of the cost is presented in the attached documentation at the cost of furnishing all labor, supervision, cranes, tools and equipment not to exceed NINETY ONE THOUSAND THREE HUNDRED THIRTY FIVE DOLLARS (\$91,335.00).

NOW THEREFORE BE IT RESOLVED by the Board of Directors of the Atlantic City Municipal Utilities Authority be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to secure the agreement with G.M.H. ASSOCIATES OF AMERICA, INC. for the work described above; and



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-67
CLARIFIER INSTALLATION AND REPAIR
G.M.H. ASSOCIATES OF AMERICA, INC.

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 2023 ACMUA Capital Budget Account# C04-20-330-815-305, to satisfy the aforesaid cost of the clarifier evaluation.

Upon Motion, This Resolution was APPROVED as Read.


WASTELLA E. JOHNSON, BOARD SECRETARY

| Governing Body Member: | Recording Vote | | | |
|---------------------------|----------------|-----|---------|--------|
| | Aye | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-68
APPROVING MONTHLY BILLS

BY ALL MEMBERS OF THE BOARD:

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

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 FOUR HUNDRED SIXTY NINE THOUSAND, SEVEN HUNDRED EIGHTY FIVE DOLLARS AND THIRTY FIVE CENTS. (\$469,785.35).

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.


WASTELLA E. JOHNSON, BOARD SECRETARY

| Governing Body Member: | Recording Vote | | | |
|---------------------------|----------------|-----|---------|--------|
| | Aye | Nay | Abstain | Absent |
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 23-69
APPROVING TO ENTER INTO CLOSED SESSION

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.



Atlantic City Municipal Utilities Authority
RESOLUTION

No: 23-69
APPROVING TO ENTER INTO CLOSED SESSION

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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.

Upon Motion, This Resolution was APPROVED as Read.

A handwritten signature in blue ink, appearing to read "Wastella E. Johnson", is written over a horizontal line.

WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body
Member:

| | Aye | Recording Vote Nay | Abstain | Absent |
|------------------|-----|-----------------------|---------|--------|
| Gary L. Hill | [X] | [] | [] | [] |
| Mohammed Dedar | [X] | [] | [] | [] |
| Glenn Banfield | [] | [] | [] | [X] |
| Nynell Langford | [X] | [] | [] | [] |
| John Eccles, Jr. | [X] | [] | [] | [] |
| Stephanie Davies | [X] | [] | [] | [] |
| Sayed Kausar | [] | [] | [] | [] |