



Atlantic City Municipal Utilities Authority  
**RESOLUTION**

No: 23-89  
APPROVING OPEN SESSION MINUTES OF JUNE 21, 2023

**BY ALL MEMBERS OF THE BOARD:**

**WHEREAS**, the Atlantic City Municipal Utilities Authority held their Board Meeting on June 21, 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 (Zoom)
BOARD MEMBER, ALTERNATE # 2	Sayed Kausar (Zoom)

**NOW THEREFORE BE IT RESOLVED**, it is on this 19th day of July 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 June 21, 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	[ ]	[ ]	[ ]	[X]



Atlantic City Municipal Utilities Authority  
**RESOLUTION**

No: 23-90  
APPROVING CLOSED SESSION MINUTES OF JUNE 21, 2023

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Board Meeting on June 21, 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 (Zoom)
BOARD MEMBER, ALTERNATE # 2	Sayed Kausar (Zoom)

NOW THEREFORE BE IT RESOLVED, it is on this 19th day of July 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 June 21, 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	[ ]	[ ]	[ ]	[X]



**Atlantic City Municipal Utilities Authority**  
**RESOLUTION**

**No. 23-91**  
**AMENDMENT TO RESOLUTION NO. 23-76 APPROVING FOR AN ADDITIONAL YEAR OF THE SHARED SERVICES AGREEMENT BETWEEN ACMUA AND THE CITY OF ATLANTIC CITY (CITY) FOR THE PROVISION OF QUALIFIED PURCHASING AGENT (QPA) SERVICES**

**BY ALL MEMBERS OF THE BOARD:**

**WHEREAS**, on June 21, 2023 by Resolution 23-76, the ACMUA approved that the City provide to the ACMUA Qualified Purchasing Agent (QPA) services for an additional year; and

**WHEREAS**, N.J.A.C. 5:32-4.3 requires the ACMUA to adopt by resolution its intention to take advantage of the higher public bidding thresholds afforded by the Share Service Agreements; and

**WHEREAS**, the ACMUA Board desires to amend its Resolution No. 23-76 adopted on June 21, 2023 to raise its bid threshold to FORTY FOUR THOUSAND DOLLARS (\$44,000.00) as per N.J.A.C 5:32-4.3; and

**WHEREAS**, this Agreement was authorized by the City of Atlantic City on June 21, 2023 pursuant to Resolution No. 459, wherein the City agreed to provide services in an amount not to exceed TWENTY THOUSAND DOLLARS (\$20,000.00) to carry out certain QPA services for the ACMUA, with the original terms of the contract remaining in full force and effect; and

**WHEREAS**, the City and the ACMUA mutually agree to renew the agreement for an additional year through and until June 30, 2024; and

**NOW, THEREFORE**, the Authority's bid threshold is raised to FORTY FOUR THOUSAND DOLLARS (\$44,000.00), for the duration of the Shared Service Agreement or until such time when the Authority no longer has a need for the Agreement and can employ its own QPA.

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: 23-92**

### **AMENDMENT TO RESOLUTION 23-78 - AUTHORIZING THE PURCHASE OF VARIOUS COMPUTER EQUIPMENT AND ANTI-VIRUS SOFTWARE WITH SHI INTERNATIONAL CORPORATION**

BY ALL MEMBERS OF THE BOARD:

**WHEREAS**, by Resolution No. 23-78 duly adopted by the Authority Board on June 21, 2023 authorizing the Atlantic City Municipal Utilities Authority ("ACMUA") to enter into a contract with SHI International Corporation for the provision of Specialized Computer Support Services is hereby amended; and

**WHEREAS**, by Resolution No. 22-235 duly adopted by the Authority Board on November 18, 2022 authorizing the Atlantic City Municipal Utilities Authority ("ACMUA") to enter into a shared services agreement with the City of Atlantic City for the provision of Information Technology ("IT") services and pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1; and

**WHEREAS**, the ACMUA and the City of Atlantic City executed a contract on March 7, 2023 for the City to provide IT services for the ACMUA for an amount not to exceed FIFTY THOUSAND DOLLARS (\$50,000.00); and

**WHEREAS**, the scope of services includes, among other things, reviewing and creating an updated inventory of equipment and software, reviewing vendor contracts and maintenance agreements, and generally making recommendations for upgrading, purchasing and/or renegotiating all aspects of the ACMUA's IT infrastructure and communications systems for improved efficiencies, service and security; and

**WHEREAS**, the City IT staff have completed an extensive review of all IT inventory at the ACMUA main administration building and the Water Treatment Plant in Pleasantville; and

**WHEREAS**, The City IT staff recommends that the ACMUA make the immediate purchase of certain equipment and services to enhance the efficiency and security of ACMUA operations, utilizing SHI International Corporation;

**WHEREAS**, SHI International is a NJ Cooperative Pricing vendor and all of the recommended equipment, software and services are available as awarded by a fair and open process through either State Contract (NJSTART #21-TELE-01360/M4002) pursuant to N.J.S.A. 40A:11-12 or NJ Cooperative Purchasing Alliance (BCC #22-24/CK04) pursuant to N.J.S.A. 40A:11-10 and authorized by ACMUA Resolution #22-49 adopted on March 15, 2022, in the total amount not exceed the sum of \$70,854.67; and

**WHEREAS**, a Certification of Funds from the Chief Financial Officer has been attached to this Resolution, showing the availability of funds from the 2023 Budget to satisfy the aforesaid award of contract.



# Atlantic City Municipal Utilities Authority

## RESOLUTION

No: 23-92  
**AMENDMENT TO RESOLUTION 23-78 - AUTHORIZING THE PURCHASE OF  
VARIOUS COMPUTER EQUIPMENT AND ANTI-VIRUS SOFTWARE WITH SHI  
INTERNATIONAL CORPORATION**

**NOW THEREFORE BE IT RESOLVED**, by the Board of Directors of the Atlantic City  
Municipal Utilities Authority as follows:

1. The Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to this Contract.
2. The cost of the services shall not exceed the sum of \$70,854.67 and shall be based upon provisions of the cost proposal included in the Agreement.
3. A copy of this Resolution, as well as the Contract shall be placed on file with the office of the Atlantic City Municipal Utilities Authority.

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: 23-93  
**RFQ/RFP - ACCOUNTING SERVICES FOR THE PREPARATION OF THE  
2023 ANNUAL AUDIT AND PROVIDING ACCOUNTING SERVICES**

**BY ALL MEMBERS OF THE BOARD:**

**BE IT RESOLVED**, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Request for Qualifications/Proposals and Experience this day submitted by the Executive Director for providing ACCOUNTING SERVICES FOR THE PREPARATION OF THE 2023 ANNUAL AUDIT AND PROVIDING ACCOUNTING SERVICES AS REQUIRED BY THE AUTHORITY'S PERMANENT BOND RESOLUTION, be and the said documents are hereby APPROVED and ADOPTED; and

**BE IT FURTHER RESOLVED**, that authority be and it is hereby given to the Authority Executive Director to advertise for such Statements of Qualifications/Proposals and Experience in the form of advertisement for the undertaking hereinabove set forth.

**BE IT FURTHER RESOLVED**, that said State of Qualifications/Proposals and Experience to be received and opened by authorized personnel of the Atlantic City Municipal Utilities Authority held on THURSDAY, SEPTEMBER 12, 2023 at 11:00am.

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: 23-94**

**GALLAGHER INSURANCE RISK MANAGEMENT CONSULTING  
PROPOSAL FOR HUMAN RESOURCES & COMPENSATION CONSULTING –  
SALARY STUDY**

**BY ALL MEMBERS OF THE BOARD:**

**WHEREAS**, the Atlantic City Municipal Utilities Authority (the Authority) is specifically empowered to make all contracts and to undertake other acts as necessary in the exercise of its statutory powers; and

**WHEREAS**, Atlantic City Municipal Utilities Authority solicited and received proposals for professional services on July 11, 2023, seeking a consultant to provide a classification and compensation study for 62 full time employees and 7 part time employees and deems Gallagher best able to satisfy its need for a study to assure that the salaries are competitive and equitable and that positions are appropriately classified for the Atlantic City Municipal Utilities Authority; and

**WHEREAS**, Gallagher has presented to the Atlantic City Municipal Utilities Authority a proposal setting forth the estimated timeline of which the following is an estimate to complete each phase by month: Phase 1 - Strategy, Administration & Planning, Phase 2 - Classification & Compensation Study, Phase 3 - Final Report & Presentation; and

**WHEREAS**, the Atlantic City Municipal Utilities Authority has determined that it is reasonable, necessary and desirable to enter into this study due to Gallagher's years of experience in completing compensation studies, its reputation for ethics, and commitment to transparency. Gallagher was the first insurance broker named to the Ethisphere Institute's annual list of the World's Most Ethical Companies in 2012 – and has earned this recognition for twelve consecutive years, through 2023. Gallagher comes with an experienced team of 185 consultants located in 13 offices across the United States and Canada; and

**WHEREAS**, the total costs of the study (inclusive of all Tasks) is not to exceed FORTY THREE THOUSAND DOLLARS (\$43,000.00); and

**NOW THEREFORE BE IT RESOLVED**, by the Authority Board of Directors that the Authority has said Board's approval to enter into this study with Gallagher to provide a classification and compensation study to assure salaries are competitive and equitable and that positions are appropriately classified in the amount not to exceed FORTY THREE THOUSAND DOLLARS (\$43,000.00); and



Atlantic City Municipal Utilities Authority  
**RESOLUTION**

No: 23-94  
**GALLAGHER INSURANCE RISK MANAGEMENT CONSULTING  
PROPOSAL FOR HUMAN RESOURCES & COMPENSATION CONSULTING –  
SALARY STUDY**

**BE IT FURTHER RESOLVED**, that a Certificate from the Assistant Director of Financing and Accounting of the Authority is attached to this Resolution showing the availability of funds from the Account # to satisfy the aforesaid not to exceed the total cost of FORTY THREE THOUSAND DOLLARS (\$43,000.00).

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. 23-95**

**ACMUA BOARD OF DIRECTORS APPROVING GEICO REIMBURSEMENT FOR THE REPAIRS TO ITS PROPERTY AND AUTHORIZES ITS EXECUTIVE DIRECTOR TO EXECUTE THE RELEASE FOR RECEIPT OF THE REIMBURSEMENT**

**BY ALL MEMBERS OF THE BOARD:**

**WHEREAS**, the Atlantic City Municipal Utilities Authority ("ACMUA"), a public entity of the City of Atlantic City, provides drinking water to its citizens, businesses, and visitors, and

**WHEREAS**, the ACMUA is governed by its Board of Directors who are duly appointed pursuant to N.J.S.40A:1-1, et seq., and

**WHEREAS**, on April 3, 2023, a motor vehicle collision occurred at California and Atlantic Avenues, in Atlantic City which resulted in damages to an ACMUA fire hydrant, and

**WHEREAS**, said damages to the ACMUA fire hydrant required repairs to enable the unit to function properly for its fire response availability, and

**WHEREAS**, ACMUA staff performed all of the requisite repairs to the hydrant which enabled the unit to return to full service, and

**WHEREAS**, the cost of such repairs to the ACMUA totaled, Three Hundred Thirteen Dollars and Twenty Six Cents (\$313.26), and

**WHEREAS**, the ACMUA forwarded an Invoice to GEICO Insurance to be reimbursed for its costs to repair the hydrant, and

**WHEREAS**, as a result of the auto accident GEICO'S insured was involved in, GEICO has agreed to provide the ACMUA full reimbursement.



Atlantic City Municipal Utilities Authority  
**RESOLUTION**

No. 23-95  
**ACMUA BOARD OF DIRECTORS APPROVING GEICO REIMBURSEMENT FOR THE REPAIRS TO ITS PROPERTY AND AUTHORIZES ITS EXECUTIVE DIRECTOR TO EXECUTE THE RELEASE FOR RECEIPT OF THE REIMBURSEMENT**

**NOW THEREFORE**, the ACMUA Board of Directors approves the GEICO reimbursement for the repairs to its property and authorizes its Executive Director to execute the release for receipt of the reimbursement.

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: 23-96  
AMENDMENT TO RESOLUTION 22-242 ADOPTED DECEMBER 21, 2022  
CHANGES TO RULES, RATES, AND REGULATIONS

BY ALL MEMBERS OF THE BOARD:

WHEREAS, on January 13, 1988 by Resolution #6 of 1988, the Board of the Atlantic City Municipal Utilities Authority adopted the Rules, Rates, and Regulations on the Authority; and

WHEREAS, the Atlantic City Municipal Utilities Authority desires to amend its Resolution 22-242 adopted December 21, 2022 to amend Section 4. Fire Services, Letter "D" to read:

D. Each fire service shall be provided with a monitoring device satisfactory to and installed in accordance with plans approved by the Authority. The owner shall, at their own expense, furnish and install the monitoring device and place that in a utility room or construct-a-vault to meet the requirements of the Authority. The utility room must have a ground-level exterior door, and the monitoring device must be set within 20 feet of where the water service enters the building. The meter shall be sealed, checked, read, and repaired by the Authority. The Authority may charge for any repairs as it may deem proper. Monitoring devices shall be inspected and repaired and/or replaced as needed by certified fire system inspectors. Each fire service shall be provided with the appropriate backflow prevention device and any other apparatus or appurtenances as required by the City of Atlantic City or the State of New Jersey.

WHEREAS, it is necessary to amend the Rules, Rates, and Regulations and/or add as attached; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the above mentioned Sections are hereby amended as attached; and

BE IT FURTHER RESOLVED, that the effective date of these regulations shall be effective upon approval of this resolution.

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: 23-97**

**KILL MOLD, LLC**

**EMERGENCY REMEDIATION OF MOLD AT 401 N. VIRGINIA AVE**

**BY ALL MEMBERS OF THE BOARD:**

**WHEREAS**, the Atlantic City Municipal Utilities Authority owns and operates its own Water Department; and

**WHEREAS**, the maintenance of its facility at 401 North Virginia Avenue is responsibility of the Atlantic City Municipal Utilities Authority; and

**WHEREAS**, due to the operational conditions associated with the HVAC System at 401 North Virginia Avenue, AEML, Inc. Microbiology Laboratories, performed testing of the facilities; and

**WHEREAS**, test results indicated the presence of mold; and

**WHEREAS**, public health, safety or welfare can be effected by mold; and

**WHEREAS**, the Atlantic City Municipal Utilities Authority solicited a quote for mold remediation; and

**WHEREAS**, Kill Mold, LLC provided the lowest bid of companies solicited for mold remediation and airspace treatment; and

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

**NOW THEREFORE BE IT RESOLVED**, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Cliff Keen, Deputy Executive Director of Operations, be **AUTHORIZED AND DIRECTED** in the ordinary course of Authority business to include payment to KILL MOLD LLC for all labor, material and equipment and services furnished at a cost not to exceed SEVENTEEN THOUSAND AND TWO HUNDRED DOLLARS (\$17,200.00) as per the attached estimate from Kill Mold LLC for the remediation of mold and treatment of the air space of the airspace at the Atlantic City Municipal Utilities Authority Office at 401 North Virginia Ave; and



# Atlantic City Municipal Utilities Authority

## RESOLUTION

No: 23-97  
**KILL MOLD, LLC**  
**EMERGENCY REMEDIATION OF MOLD AT 401 N. VIRGINA AVE**

**BE IT FURTHER RESOLVED**, that a Certificate from the Assistant Director of Financing 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 #C 04-20-320-815-863, Emergency Capital Repair, to satisfy the aforesaid emergency repairs.

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: 23-98**

**MOUNT CONSTRUCTION COMPANY INC.**

**SUNSET AVE EMERGENCY 8" WATER MAIN REPLACEMENT**

**BY ALL MEMBERS OF THE BOARD:**

**WHEREAS**, the Atlantic City Municipal Utilities Authority owns and operates its own Water Department; and

**WHEREAS**, the maintenance of the water mains is the responsibility of the Atlantic City Municipal Utilities Authority; and

**WHEREAS**, due to the condition of the existing cast iron water main on Sunset Avenue between Bartam Place and Richmond Avenue that is at least 90 years old, Remington and Vernick Engineers' has provided a letter recommending that the water main repairs be considered an emergency in accordance with procedures for emergency contracts; and

**WHEREAS**, the City of Atlantic City is will be replacing the road surface as part of its capital planning; and

**WHEREAS**, The Atlantic City Municipal Utilities Authority will see a savings of \$167,341.17 as outlined by Remington and Vernick Engineers; and

**WHEREAS**, the Atlantic City Municipal Utilities Authority solicited a quote based on an existing emergency contract from Mount Construction Company Inc., 427 S. White Horse Pike, Berlin, NJ 08009 to provide labor, material and equipment for the installation of 970 Feet of 8" DIP WATER MAIN and appropriate appurtenances; and

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

**WHEREAS**, the public health, safety or welfare of Atlantic City require the immediate performance of services;

**NOW THEREFORE BE IT RESOLVED**, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Cliff Keen, Deputy Executive Director of Operations, be **AUTHORIZED AND DIRECTED** in the ordinary course of Authority business to include payment to MOUNT CONSTRUCTION COMPANY INC. for all labor, material and equipment and services furnished at a cost not to exceed **THREE HUNDRED AND EIGHT THOUSAND, SIXTY-ONE DOLLARS AND ELEVEN CENTS (\$308,061.11)** as per the attached estimate from Remington and Vernick Engineers, Inc. for the installation of 970 Feet of WATER MAIN on SUNSET AVE; and





Atlantic City Municipal Utilities Authority  
**RESOLUTION**

**No: 23-98**  
**MOUNT CONSTRUCTION COMPANY INC.**  
**SUNSET AVE EMERGENCY 8” WATER MAIN REPLACEMENT**

**BE IT FURTHER RESOLVED**, that a Certificate from the Assistant Director of Financing 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 #C 04-20-320-815-863, Emergency Capital Repair, to satisfy the aforesaid emergency repairs.

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: 23-99**

### **APPOINTING PROFESSIONALS AND AUTHORIZING EXECUTION OF PROFESSIONAL SERVICE AGREEMENTS FOR NOT TO EXCEED AMOUNTS**

#### **BY ALL MEMBERS OF THE BOARD:**

WHEREAS, the Atlantic City Municipal Utilities Authority (hereinafter referred to as "ACMUA") has determined that it is appropriate to implement a fair and open process for the awarding of professional's contracts; and

WHEREAS, on April 11, 2023, the ACMUA publicly advertised and received statements of qualifications of professionals in a manner that fostered a fair and open process, utilizing the criteria and specific minimum requirements to meet the requirements of the ACMUA; and

WHEREAS, pursuant to that process, the ACMUA Council seeks to appoint the following professionals: Special Counsel for a term of one year beginning March 15, 2023 – March 19, 2024; and

WHEREAS, all professionals are required to enter into a professional services agreement under terms and conditions set forth by the Board of Directors; and

NOW, THEREFORE, BE IT RESOLVED, on this 19th day of July 2023, by the Board of Directors of the ACMUA assembled in public session, that it hereby appoints the following firms or individuals and authorizes the Chairman to execute professional services agreements with the following professionals not to exceed the amounts listed herein:

1. Special Counsel: Law Offices of Riley & Riley - \$220.00/hour

BE IT FURTHER RESOLVED, that the Finance Director, Solicitor, Appointees, and the Purchasing Board each shall be provided with a copy of this Resolution.



Atlantic City Municipal Utilities Authority  
**RESOLUTION**

**No: 23-99**  
**APPOINTING PROFESSIONALS AND AUTHORIZING EXECUTION OF**  
**PROFESSIONAL SERVICE AGREEMENTS FOR NOT TO EXCEED AMOUNTS**

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Financing 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 Operating Accounts #01-10-100-591-920, #01-10-100-591-990, #01-20-201-591-930, #01-20-201-591-990 and Capital Budget #04-20-320-815-930 to satisfy the aforesaid Professional Services.

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. 23-100

**DR. ROBERT MANNING 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 **DR. ROBERT MANNING**, Water Account No. **1008901-0**, located at **1532 EMERSON AVE.**, experienced miscellaneous water leaks causing the additional consumption of **7,940** cubic feet of water; and

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

BE IT FURTHER RESOLVED, that the charges totaling **ONE HUNDRED SEVENTY ONE DOLLARS AND SEVENTY NINE CENTS (\$171.79)** 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:

### 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: 23-101  
**TEST PIT AT THE DOUGHTY POND DAM**  
**ARTHUR R. HENRY, 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 a Test Pit at the Doughty Pond Dam at the Lower Reservoir to inspect the size of the piping; and

WHEREAS, Arthur R. Henry, Inc., 3031 Ocean Heights Ave., Egg Harbor Township, NJ, provided the lowest quotation for the test pit; and

WHEREAS the details of the cost is presented in the attached documentation at a cost not to exceed Eighteen Thousand, Seven Hundred and Sixty Four Dollars (\$18,764.00); and

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 ARTHUR R. HENRY, INC. for the work described above; and

BE IT FURTHER RESOLVED that a Certificate from the Assistant Director of Finance and Accounting of the ACMUA has been attached to this Resolution showing the availability of funds and specifying the line item appropriation from the 2023 ACMUA Capital Budget Account# C04-20-330-815-305, to satisfy the aforesaid cost of the test.

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: 23-102  
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 ONE THOUSAND, FIVE HUNDRED FORTY FIVE DOLLORS AND FIFTY THREE CENTS (\$401,545.53).

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: 23-103  
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: 23-103  
APPROVING TO ENTER INTO CLOSED SESSION

PAGE 2 OF 2

**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			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	[ ]	[ ]	[ ]		[ ]