Agenda No. 5 a (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-22

APPROVING OPEN SESSION MINUTES OF JANUARY 17, 2024

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Board Meeting on January 17, 2024 commencing at 10:00 am, there being present:

CHAIRMAN
VICE CHAIRMAN/DEPUTY
Mohammed Dedar (Zoom)
TREASURER
Glenn Banfield (Absent)
BOARD MEMBER
BOARD MEMBER
BOARD MEMBER
BOARD MEMBER, ALTERNATE # 1
BOARD MEMBER, ALTERNATE # 2
Sayed Kausar (Zoom)

NOW THEREFORE BE IT RESOLVED, it is on this <u>21st</u> day of February 2024, 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 <u>January 17, 2024</u>.

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 Mohammed Dedar] [] [] Glenn Banfield]] [X]] Nynell Langford] [] John Eccles, Jr. 1 1] **Stephanie Davies**]] Sayed Kausar 1

Agenda No. 5 a (2) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-23

APPROVING OPEN SESSION MINUTES OF FEBRUARY 5, 2024

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Special Board Meeting on February 5, 2024 commencing at 10:00 am, 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 <u>21st</u> day of February 2024, 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 Special Board Meeting held on <u>February 5, 2024</u>.

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 [] [] [] Nynell Langford [] [X]1 1] John Eccles, Jr.]] [X]] Stephanie Davies] Sayed Kausar 1

Agenda No. 5 b (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-24

APPROVING CLOSED SESSION MINUTES OF JANUARY 17, 2024

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Board Meeting on <u>January 17, 2024</u> commencing at 10:00 am, there being present:

CHAIRMAN	Gary L. Hill (Zoom)
VICE CHAIRMAN/DEPUTY	Mohammed Dedar (Zoom)
TREASURER	Glenn Banfield (Absent)
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 <u>21st</u> day of February 2024, 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 <u>January 17, 2024</u>.

Upon Motion, This Resolution was APPROVED as Read.

Governing Body Member:	Aye	Recordin Nay	g Vote Abstain	Absent
Gary L. Hill	[X]	[]	[]	[]
Mohammed Dedar	[X]	[]	Ĺ j	[]
Glenn Banfield	[X]	[]	[]	[]
Nynell Langford	[X]	[]	ĹĴ	[]
John Eccles, Jr.	[X]	Ī Ī	[]	[]
Stephanie Davies	[]	[]	[]	[]
Sayed Kausar	[]	[]	[]	[]

Agenda No. 5 b (2) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-25

APPROVING CLOSED SESSION MINUTES OF FEBRUARY 5, 2024

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their Special Board Meeting on February 5, 2024 commencing at 10:00 am, there being present:

CHAIRMAN

VICE CHAIRMAN/DEPUTY

TREASURER

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER, ALTERNATE # 1

BOARD MEMBER, ALTERNATE # 2

Sayed Kausar (Zoom)

Gary L. Hill (Zoom)

Mohammed Dedar (Zoom)

Mohammed Dedar (Zoom)

Nynell Langford (Zoom)

Stephanie Davies (Zoom)

Sayed Kausar (Zoom)

NOW THEREFORE BE IT RESOLVED, it is on this <u>21st</u> day of February 2024, 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 Special Board Meeting held <u>February 5, 2024</u>.

Upon Motion, This Resolution was APPROVED as Read.

WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body Recording Vote Member: Abstain Absent Aye Nay Gary L. Hill XMohammed Dedar] []] Glenn Banfield [] X[] Nynell Langford [] 1 [] John Eccles, Jr.]] Stephanie Davies]] Sayed Kausar

Agenda No. 6 a Date: February 21, 2024



No: 24-26 CHAIRMAN

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities

Authority that GARY L. HILL is hereby elected as CHAIRMAN of the Board for the term expiring FEBRUARY 1, 2025.

Upon Motion, This Resolution was APPROVED as Read.

Governing Body				
Member:		Recordin	Recording Vote	
	Aye	Nay	Abstain	Absent
Gary L. Hill	[]	[]	[X]	[]
Mohammed Dedar	[X]	ίí	[]	[]
Glenn Banfield	X	Ĺĺ	[]	[]
Nynell Langford	[X]	Ī Ī	[]	[]
John Eccles, Jr.	[X]	į j	[]	[]
Stephanie Davies	ĪĪ	ίĵ	[]	[]
Sayed Kausar	ĨĨ	ĪĪ	[]	[]

Agenda No. 6 b Date: February 21, 2024



No: 24-27

VICE CHAIRMAN/DEPUTY

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities

Authority that MOHAMMED DEDAR is hereby elected as VICE CHAIRMAN/DEPUTY of the

Board for the term expiring FEBRUARY 1, 2025.

Upon Motion, This Resolution was APPROVED as Read.

Governing Body Member:		Recordin	a Vote	
Memoer.	Aye	Nay	Abstain	Absent
	- 1.7			
Gary L. Hill	[X]	[]	[]	[]
Mohammed Dedar	[X]	[]	[]	[]
Glenn Banfield	[X]	[]	[]	[]
Nynell Langford	[X]	[]	[]	[]
John Eccles, Jr.	[X]	[]	[]	[]
Stephanie Davies	[]	[]	[]	[]
Sayed Kausar	[]	[]	[]	[]

Agenda No. 6 c Date: February 21, 2024



No: 24-28 TREASURER

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities

Authority that GLENN BANFIELD is hereby elected as TREASURER of the Board for the term expiring FEBRUARY 1, 2025.

Upon Motion, This Resolution was APPROVED as Read.

Governing Body				
Member:		Recording	Recording Vote	
	Aye	Nay	Abstain	Absent
Gary L. Hill	[X]	F 1	[]	[]
Mohammed Dedar	[X]	į į	į į	[]
Glenn Banfield	[X]	[]	[]	[]
Nynell Langford	[X]	[]	[]	[]
John Eccles, Jr.	[X]	[]	[]	[]
Stephanie Davies	[]	[]	[]	[]
Sayed Kausar	[]	[]	[]	[]

Agenda No. 6 d Date: February 21, 2024



Atlantic City Municipal Utilities Authority RESOLUTION

No: 24-29

SCHEDULING OF MEETINGS

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Board of Directors of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY will hold its meeting on the THIRD WEDNESDAY of each month for the remainder of the calendar year of 2024; and

BE IT RESOLVED, the following dates are the scheduled meetings of the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY at 10:00 am, in the Conference Room, located at 401 N. Virginia Avenue, Atlantic City, New Jersey;

> MARCH 22, 2024 (4TH FRIDAY) **SEPTEMBER 18, 2024 APRIL 17 2024** MAY 15, 2024 JUNE 20, 2024 (3RD THURSDAY) JULY 17, 2024 AUGUST 21, 2024

OCTOBER 16, 2024 NOVEMBER 22, 2024 (4TH FRIDAY) **DECEMBER 18, 2024 JANUARY 15, 2025** FEBRUARY 19, 2025

and

Sayed Kausar

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

Upon Motion, This Resolution was APPROVED as Read.

ASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body Recording Vote Member: Abstain Absent Aye Gary L. Hill XMohammed Dedar] Glenn Banfield [] []]] Nynell Langford]]]] John Eccles, Jr. Stephanie Davies]

Π

Agenda No: 6 e Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-30 CASH MANAGEMENT PLAN

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Local Fiscal Affairs Law (N.J.S.A. 40A:5-1 et seq., as amended and supplemental) requires that the Atlantic City Municipal Utilities Authority have a Cash Management Plan ("Cash Management Plan") delineating compliance with the requirements of the Local Fiscal Affairs Law; and

WHEREAS, N.J.S.A. 40A:5-14(e) requires that the Assistant Director of Accounting & Finance report on a monthly basis the type, maturity and yield on investments.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority, County of Atlantic, New Jersey that the Cash Management Plan for February 16, 2024 through and including February 19, 2025 is hereby approved as on file with the Municipal Clerk of the City of Atlantic City.

Upon Motion, This Resolution was APPROVED as Read.

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	[]	[]	[]	[]		
Sayed Kausar	[]	[]	[]	[]		

Agenda No: 14 a
Date: February 21, 2024



No: 24-31 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 condition
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 a
individual employees or appointees whose rights could be adversely affected in writing that such matter o
matter be discussed at public meeting; Subject to the balancing of the public's interest and the employee'
privacy right under South Jersey Publishing, 124 N.J. 478, the employee(s) and nature of discussion i
Any deliberation of a public body occurring after a public hearing that may result in the imposition of
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.

Agenda No: 14 a
Date: February 21, 2024



No: 24-31 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.

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

Agenda No: 11 a (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No. 24-32 WATER RESOURCE MANAGEMENT - AMENDMENT LICENSED BACKUP OPERATOR COMPANIES (POOL)

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority and a Pool of Licensed Backup Operator Companies entered into an Agreement for providing emergency professional services for Operator Services pursuant to Resolution No. 23-55 of April 19, 2023 and Resolution No. 23-180 on December 20, 2023; and

WHEREAS, it has become necessary to increase the original contract amount for Water Resource Management; and

WHEREAS, the cost of this work shall increase the contract price by \$130,000.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the contract with Water Resource Management is hereby amended to increase the "not to exceed" amount by an additional \$130,000.00 for a total not-to-exceed sum of \$510,000.00 for Licensed Backup Operator Services; and

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 2024 ACMUA Professional Services Account #01-20-201-591-990 to satisfy the aforesaid emergency service.

Upon Motion, This Resolution was APPROVED as Read.

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	[]	[]	[]	[]
Sayed Kausar	[]	[]	[]	[]

Agenda No: 11 b (1)
Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-33 LAW OFFICES OF RILEY & RILEY - AMENDMENT SPECIAL COUNSEL

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority and LAW OFFICES OF RILEY & RILEY entered into an Agreement by Resolution #23-99 on July19, 2023 as Special Counsel for the Atlantic City Municipal Utilities Authority for a contract not to exceed \$25,000.00;

WHEREAS, it has become necessary for LAW OFFICES OF RILEY & RILEY to perform additional services which were not contemplated in the original and amended agreement thereto;

WHEREAS, the cost of this work shall increase the contract price by \$18,200.00; and

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the original agreement of July 19, 2023 between the Atlantic City Municipal Utilities Authority and LAW OFFICES OF RILEY & RILEY, 2 EVES DRIVE, SUITE 109, MARLTON, NJ 08053, is hereby amended to permit the additional work to be performed.

BE IT FURTHER RESOLVED, that the cost of this additional work shall increase the contract price from \$25,000.00 to \$43,200.00.

Upon Motion, This Resolution was APPROVED as Read.

WASTELLA E. JOHNSON, BOARD SECRETARY

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

Agenda No: 11 c (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-34

EMERGENCY CHANGE ORDER TO THE GRANULAR ACTIVATED CARBON CONTRACT WITH CALGON CARBON CORPORATION

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS, the treatment and production of water to supply to the City of Atlantic City is the responsibility of the Atlantic City Municipal Utilities Authority; and

WHEREAS, resolution 22-131 was approved on July 22, 2022 to Calgon Carbon Corporation for Furnishing and Delivering Granular Activated Carbon (GAC); and

WHEREAS, GAC is necessary to remove PFOS and PFAS from the water supply; and

WHEREAS, the contract called for a change in the GAC in the Water Treatment Plant Filters and the changing of the GAC in the Dual Pressure Vessel Adsorption System; and

WHEREAS, test results determined that during the contract period the GAC in the Water Treatment Plant Filters needed to be changed twice and the GAC in the Dual Pressure Vessel Adsorption System did not need to be changed; and

WHEREAS, the change in the Executed Contract that was Publicly Bid results in a change of ONE HUNDRED AND FIVE THOUSAND AND FOUR HUNDRED DOLLARS AND ZERO CENTS (\$105,400.00); and

WHEREAS, the health, safety and welfare of the citizens of Atlantic City is dependent on GAC removing PFOA and PFAS from our raw water drinking supply; and

WHEREAS, the Deputy Executive Director of Operations has provided a letter outlining the emergent need for the Authority to proceed with GAC replacement; 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 requires the immediate performance of services;

NOW THERFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that Atlantic City Municipal Utilities Authority, be AUTHORIZED AND DIRECTED in the ordinary course of Authority business to include payment to CALGON CARBON CORPORATION for all labor, material and equipment and services furnished at a cost not to exceed ONE HUNDRED AND FIVE THOUSAND AND FOUR HUNDRED DOLLARS AND ZERO CENTS (\$105,400.00); and

Agenda No: 11 c (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

PAGE 2 OF 2

No: 24-34 EMERGENCY CHANGE ORDER TO THE GRANULAR ACTIVATED CARBON CONTRACT WITH CALGON CARBON CORPORATION

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 2024 ACMUA Budget Account # 01-20-202-542-440, to satisfy the aforesaid emergency.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

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	[]	[]	[]	[]		
Sayed Kausar	[]	[]	[]	[]		

Agenda No: 12 a (1) Date: February 21, 2024

Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-35 WATER RATE STUDY

BY ALL MEMBERS OF THE BOARD:

WHEREAS, N.J.S.A. 40A:5A-10.1 of the Local Authorities Fiscal Control Law requires a municipal utilities authority with a water supply operation to conduct a periodic study of the adequacy and reasonableness of the rates, fees, rents, or charges for the operation; and

WHEREAS, the requirement for the Atlantic City Municipal Utilities Authority ("ACMUA") to undergo a rate structure is necessary to support operations additionally, the ACMUA will utilize study data to respond to ongoing and future challenges; and

WHEREAS, a comprehensive analysis of fee structure will assist the ACMUA with its engagements with rate-payers and provide critical revenue benchmarks for planning and project development; and

WHEREAS, the Board of Directors of the Atlantic City Municipal Utilities Authority approved the use of the Competitive Contract Method under N.J.S.A. 40A:11-4.3 and N.J.S.A. 40A:11-4.1 to engage a Consultant to Conduct a Rate Study at its meeting of September 20, 2023; and

WHEREAS, the Authority received proposals from three (3) firms on January 9, 2024, and the results of the proposal review has been made available to the public on the Authority's website at least 48 hours prior to the award of the contract; and

WHEREAS, NewGen Strategies and Solutions, LLC has a demonstrated background in providing comprehensive rate structure analysis for strategies and solutions to the water and wastewater industry and in particular, with several New Jersey public water systems; and

WHEREAS, the scope of work to be purchased for the Rate Study to be included in this contract shall not exceed the sum of \$81,440.00; and

WHEREAS, funds are available for this purpose;

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

- 1. The Atlantic City Municipal Utilities Authority and NewGen Strategies and Solutions, LLC shall enter into an Agreement which will set forth in detail the specific responsibilities of the parties and 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 \$81,440.00 and shall be based upon the 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.

Agenda No: 12 a (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

PAGE 2 OF 2

No: 24-35

WATER RATE STUDY

4. A notice in accordance with the Local Public Contracts law of New Jersey in the form attached shall be published in The Press at least once.

Upon Motion, This Resolution was APPROVED as Read.

Governing Body Member:		Recordir	ng Vote	
	Aye	Nay	Abstain	Absent
Gary L. Hill	[X]	[]	[]	[]
Mohammed Dedar	įχj	Ĺĺ	ĹĴ	[]
Glenn Banfield	įχj	į į	[]	[]
Nynell Langford	X	[]	[]	[]
John Eccles, Jr.	[X]	[]	[]	[]
Stephanie Davies	[]	[]	[]	[]
Sayed Kausar	ĪĪ	[]	[]	[]

Agenda No: 12 b (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-36

ENGINEERING SERVICES FOR THE CHILLED WATER PIPING INSULATION REPLACEMENT FOR THE ADMINISTRATION BUILDING

BY ALL MEMBERS OF THE BOARD:

WHEREAS, there is a need to evaluate and coordinate the work on the Atlantic City Municipal Utilities Authority's ("the Authority") for the chilled water piping insulation replacement for the Administration building; and

WHEREAS, the Authority received from REMINGTON & VERNICK ENGINEERS 845 North Main Street, a corporation of the State of New Jersey and the Authority's Engineer Consultant, a proposal to provide engineering design, public bidding and construction oversight services for total cost of TWENTY-FOUR THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (\$24,500.00);

WHEREAS, the Authority has reviewed the proposal and needs the services described therein.

NOW BE IT RESOLVED, by the Board of Directors of the Authority that the proposal received from the Authority's Engineer Consultant REMINGTON & VERNICK ENGINEERS, to provide engineering services for the chilled water piping insulation replacement for the Administration building is hereby accepted; and

BE IT FURTHER RESOLVED, by the Board of Directors of the Authority that the authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Deputy to attest to a contract to be entered into between the Authority and REMINGTON & VERNICK ENGINEERS to provide engineering design, public bidding and construction oversight services for the chilled water piping insulation replacement for the Administration building; and

BE IT FURTHER RESOLVED, that a certificate from the Assistant Director of Financing and Accounting of the Authority was issued showing the availability of funds from Account #04-20-320-815-930 to satisfy the aforesaid Professional Services to evaluate and coordinate work to be performed by REMINGTON & VERNICK ENGINEERS for a sum not to exceed the total cost of TWENTY-FOUR THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (\$24,500.00).

Upon Motion, This Resolution was APPROVED as Read.

WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Body

Member:				
	Aye	Nay	Abstain	Absent
Gary L. Hill	[X]	[]	[]	[]
Mohammed Dedar	[X]	[]	[]	[]
Glenn Banfield	[X]	[]	[]	[]
Nynell Langford	[X]	[]	[]	[]
John Eccles, Jr.	[X]	[]	[]	[]
Stephanie Davies	[]	[]	[]	[]
Sayed Kausar	ĹĴ	[]	[]	[]

Agenda No: 12 c (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-37

APPOINTING A FUND COMMISSIONER FOR THE TRI-COUNTY JOINT INSURANCE FUND (JIF)

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority (ACMUA) has previously agreed to join the New Jersey Utility Authorities Joint Insurance Fund; and

WHEREAS, the bylaws of said Joint Insurance Fund requires that each member appoint a fund commissioner to represent and serve the Authority as its member's representative to said fund; and

WHEREAS, the Authority is a member of the JIF and the JIF requires, the Authority to appoint a fund commissioner to represent the Authority in JIF matters.

NOW THEREFORE BE IT RESOLVED, the Board of Directors of the Atlantic City Municipal Utilities Authority appoints India Still as its member representative of the JIF.

Upon Motion, This Resolution was APPROVED as Read.

Governing Body					
Member:		Recording Vote			
	Aye	Nay	Abstain	Absent	
Gary L. Hill	[X]	[]	[]	[]	
Mohammed Dedar	[X]	į į	[]	[]	
Glenn Banfield	X	ĨĨ	ĨĨ	[]	
Nynell Langford	X	ĨĨ	ĨĨ	ĨĨ	
John Eccles, Jr.	X	Ĺĺ	ĨĨ	ĨĨ	
Stephanie Davies	ĨĨ	ĨĨ	ĨĨ	ĪĪ	
Sayed Kausar	ĹĨ	Ĺ	ĨĨ	ĪĪ	

Agenda No: 12 d (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-38

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 January 23, 2024, 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: Solicitor, Employment and Labor Counsel, Bond Counsel, Hearing Officer, Consulting Engineer, Special Counsel and Bond Counsel for a term of one year beginning March 15, 2024 – March 19, 2025; and

WHEREAS, certain services, such as specialized legal and engineering services, will be retained as a pool to give the Authority options to assign work or award contracts for capital projects based on the Authority's needs and timelines to complete work;

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 21st day of February 2024, 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. Solicitor: G. Bruce Ward, Esq. \$50,000.00
- 2. Hearing Officer: Tracey Cosby, Esq. \$5,000.00
- 3. Bond Counsel: DeCotiis, Fitzpatrick, Cole & Giblin, LLP \$30,000.00
- 4. Labor and Employment Counsel (Combined and Non-Exclusive Contracts)
 Law Offices of Riley and Riley \$25,000.00
 DeCotiis, Fitzpatrick, Cole & Giblin, LLP \$25,000.00
- 5. Special Counsel (Combined and Non-Exclusive Contracts)
 Law Offices of Riley and Riley \$30,000.00
 DeCotiis, Fitzpatrick, Cole & Giblin, LLP \$65,000.00

Agenda No: 12 d (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-38

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

6. Consulting Engineers (Combined and Non-Exclusive Contracts):

Remington and Vernick - \$90,000.00 Polistina & Associates - \$32,500.00 H2M - \$32,500.00

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

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 2024 ACMUA Operating Accounts #01-10-100-591-920, #01-10-100-591-990, #01-20-201-591-930, to satisfy the aforesaid Professional Services.

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

Governing Body				
Member:		Recordin	g Vote	
	Aye	Nay	Abstain	Absent
Gary L. Hill	[X]	L j	[]	l J
Mohammed Dedar	[X]	[]	[]	[]
Glenn Banfield	[X]	[]	[]	[]
Nynell Langford	[X]	[]	[]	[]
John Eccles, Jr.	[X]	[]	[]	[]
Stephanie Davies	[]	[]	[]	[]
Sayed Kausar	[]	[]	[]	[]

Agenda No: 12 e (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

NO: 24-39 RFQ/RFP BACKUP LICENSED WATER OPERATORS

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the mission of the Atlantic City Municipal Utility Authority is to supply the highest quality potable drinking water in a cost-effective and environmentally responsible manner to the Atlantic City community; and

WHEREAS, the regulations of the Department of Environmental Protection (DEP) require that every system be operated and maintained by individuals trained and licensed by the DEP; and

WHEREAS, such licensed operators are actively involved in and are responsible for the operation, maintenance, and effectiveness of the system and may be employed on a part-time or temporary basis as needed; and

WHEREAS, the field of available licensed water operators has contracted nationally and the Authority has a need to supplement its career staff with support from specialized firms offering licensed operators as independent contractors; and

WHEREAS, the Authority desires to advertise for a Request for Qualifications/Proposals and Experience to create a pool of backup licensed operators.

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 Professional Consulting Engineer Services in connection with the item listed herein below be and the said document is hereby APPROVED and ADOPTED:

1. BACKUP LICENSED OPERATOR SERVICES

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 herein set forth; and

BE IT FURTHER RESOLVED, that said State of Qualifications/Proposals and Experience will be received and opened by authorized Personnel of the Atlantic City Municipal Utilities Authority on a date and time to be determined later.

Upon Motion, This Resolution was APPROVED and Read.
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WASTELLA E. JOHNSON, BOARD SECRETARY

Governing Rody

Member:			Recordin	ıg 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	[X]	[]	[]	[]

Agenda No: 12 f Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-40

STATE CONTRACT VENDORS

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority (the Authority) pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by Resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Authority has the need on a timely basis to purchase goods or services utilizing State Contracts; and

WHEREAS, the Authority intends to enter into contracts with vendors who are approved and Certified State Contract Vendors through this Resolution and properly executed contacts, which shall be subject to all the conditions applicable to the current State Contracts; and

NOW THEREFORE BE IT RESOLVED, that the Authority authorizes the various departments of the Authority to purchase certain goods or services for the year 2024 from all vendors who are approved by the State of New Jersey as New Jersey State Contract Vendors and listed on the NJ START website https://www.njstart.gov/bso/external/registeredVendorSearch.sdo, pursuant to all conditions of individual State Contracts; and

BE IT FURTHER RESOLVED, that the Authority Board of Directors, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Assistant Director of Accounting and Finance

BE IT FURTHER RESOLVED, that the duration of the contracts between the Authority and the State Contract Vendors shall be in accordance with the terms set forth by the State of New Jersey with the State Contract Vendor and any special conditions shall be recorded on the approved purchase order issued by the Authority Board of Directors.

Upon M	lotion,	I his K	esolution	was	APPRU	VED	as K	ead.
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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	[]	[]	[]	[]		
Sayed Kausar	[]	[]	[]	[]		

Agenda No. 12 g (1) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-41

WATER SERVICE AGREEMENT – IR FOUNDATION LLC

BY ALL MEMBERS OF THE BOARD:

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

WHEREAS the treatment and production of water to supply the City of Atlantic City is the responsibility of the Atlantic City Municipal Utilities Authority; and

WHEREAS, IR Foundation LLC, Customer, owns premises in the City of Atlantic City located at 16 North Florida Avenue, Block 277, Lot 3 and wishes to enter into a Service Agreement to connect to the public water supply system of the Authority for domestic water and/or fire service; and

WHEREAS, this Service Agreement supersedes and replaces a prior agreement for the same property and project approved by the Authority Board on May 17, 2023 by Resolution No. 23-66; and

WHEREAS, the parties agree that the revised installation cost and connection fee is Nineteen Thousand Six Hundred Thirty Five Dollars and Ten Cents (\$19,635.10).

NOW THEREFORE, 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 Board Secretary to attest to the Water Service Agreement by and between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY ("Authority") and IR Foundation LLC with an address of 16 North Florida Avenue, Atlantic City, NJ 08401, for property located at 16 North Florida Avenue, Block 277, Lot 3, providing connection to the public water supply system of the Authority in the City of Atlantic City, NJ; and the Authority has received all required fees under this agreement;

BE IT FURTHER RESOLVED, that resolution No: 23-66, passed on May 17, 2023, is repealed;

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 Recording Vote Member: Absent Abstain Nay Aye Gary L. Hill [X]]] Mohammed Dedar [X][] 1 Glenn Banfield [] [X]Nynell Langford ſl X John Eccles, Jr. [X]] []1]] Stephanie Davies Sayed Kausar

Agenda No. 10 a (2) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

No: 24-42

CONNECTION FEE ADJUSTMENTS FOR CITY AUCTION PROPERTIES

BY ALL MEMBERS OF THE BOARD:

WHEREAS, on July 19, 2023, the City of Atlantic City adopted a roster of foreclosed estate properties to be offered for sale at a public auction under Resolution 538; and

WHEREAS, on September 20, 2023, under Resolution 714, the City of Atlantic City approved the list of high-bidders to proceed with sales resulting from the public auction; and

WHEREAS, representatives of the City, the state of New Jersey, and the ACMUA Executive Director held a meeting during the New Jersey League of Municipalities Conference [Nov. 14-16, 2023] to discuss the City's urgency to stimulate development on foreclosed City-owned real estate; and

WHEREAS, the City of Atlantic City forwarded a proposal dated January 31, 2024, to the ACMUA which requested the ACMUA cap its connection fees for the auctioned properties at a certain amount for each property; and

WHEREAS, ACMUA staff met to review the City's January 31, 2024 proposal and determined that different conditions and classifications of real estate were necessary to be addressed in an arrangement for the ACMUA to cap connection fees; and

WHEREAS, the ACMUA forwarded a response to the City on February 13, 2024, which outlined the classifications and corresponding fees that would apply for the ACMUA to responsibly cap its connection fees for the auctioned properties; and

WHEREAS, the ACMUA recognizes that a stimulus for development of vacant properties is of mutual benefit to the City and the ACMUA to generate additional tax revenue and water service customers respectively; and

WHEREAS, the ACMUA agrees to its protocols for capping connection fees which shall provide for a two-year requirement for new owners to complete development of their properties or forfeit the benefits of the adjusted fee schedule; and

WHEREAS, the ACMUA shall limit the adjusted fee schedule to the properties set forth on the July 19, 2023 roster adopted under City Resolution 538.

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

The Executive Director of the Atlantic City Municipal Utilities Authority shall be authorized to enter into an Agreement with the City of Atlantic City which shall set forth in detail the specific responsibilities of the parties and the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to this Contract.

Agenda No. 10 a (2) Date: February 21, 2024



Atlantic City Municipal Utilities Authority

RESOLUTION

PAGE 2 OF 2

No: 24-42

CONNECTION FEE ADJUSTMENTS FOR CITY AUCTION PROPERTIES

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.

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	ĹĬ	[]	[]	[X]	
Sayed Kausar	[X]	ſĨ	[]	[]	

Agenda No: 13 a Date: February 21, 2024



No: 24-43

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 ONE MILLION, THIRTY THREE THOUSAND, FIVE HUNDRED SIXTY-SEVEN DOLLARS AND FOURTEEN CENTS. (1,033,567.14).

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.

Governing Body					
Member:		Recording	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	[X]	[]	[]	[]	