



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority held their regularly scheduled Board Meeting on July 15, 2015 commencing at 10:00am, there being present:

CHAIRMAN	Milton L. Smith
VICE CHAIRMAN/SECRETARY	Gary L. Hill
TREASURER	John McGettigan
BOARD MEMBER	William Lea
BOARD MEMBER, ALTERNATE #1	Patricia Bailey

WHEREAS, the Atlantic City Municipal Utilities Authority held a Special Board Meeting on August 10, 2015 commencing at 10:00am, there being present:

CHAIRMAN	Milton L. Smith.
TREASURER	John McGettigan
BOARD MEMBER	Edmund J. Colanzi
BOARD MEMBER	William Lea
BOARD MEMBER, ALTERNATE #1	Patricia Bailey
BOARD MEMBER, ALTERNATE #2	William Cheatham

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that this Resolution hereby approves the transcript minutes reported by Jacqueline M. Zarrillo, Certified Court Reporter for the July 15, 2015 and August 10, 2015 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.


GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by Tu Ong, Water Account No. 623701-0, located at 2714 Arctic Avenue, experienced miscellaneous water leaks causing the additional consumption of 59,080 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 EIGHT HUNDRED AND SIXTY TWO DOLLARS AND EIGHTY TWO CENTS (\$862.82) 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 be signed and the initial payment made within thirty (30) days of the date of the Board Meeting;
2. That the installment payments are made as scheduled;
3. That all current charges on the account are paid promptly (within thirty (30) days) of the billing, until such a time that all balances due have been paid relative to this account.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD

Whereas, the state of New Jersey assumes responsibility for dredging certain public navigation channels to accommodate maritime access, and

Whereas, said maritime dredging has traditionally been assumed under the direction of the NJ Department of Environmental Protection, and

Whereas, said maritime dredging has now been assigned the responsibility of the NJ Department of Transportation, and

Whereas, spoils arising from dredging in certain local waterways have been deposited into the Gateway Contained Disposal Facility (CDF) in approximate 10 year intervals over the last 30 years, and

Whereas, access to the Gateway CDF to deposit said spoils has traditionally been permitted by the ACMUA via its service path off of Deililah Road, and

Whereas, DOT access for this public dredge and deposit undertaking will now require an easement from the ACMUA, and

Whereas the ACMUA is agreeable to authorize an easement to the DOT for such purposes providing that certain terms and conditions satisfactory to the ACMUA are met,

Now therefore, the ACMUA approves and authorizes the Executive Director to execute an easement to provide access to the NJ Department of Transportation for the aforementioned dredge and spoils deposit work under conditions that shall be satisfactory to ACMUA operations and requirements.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of WECO CONSTRUCTION, INC., a corporation of the State of New Jersey, to FURNISH, DELIVER AND INSTALL WATER SERVICE LATERALS AND APPURTENANCES IN VARIOUS LOCATIONS, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on August 11, 2015, be and the said bid is hereby ACCEPTED, the said WECO CONSTRUCTION, INC. being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract be entered into between ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and said WECO CONSTRUCTION, INC., as aforesaid in strict accordance with the specifications approved and adopted by the said Board on July 15, 2015, the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a Certificate from the Comptroller of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from 2015 Capital Account No. C-04-20-340-815-418, Water Service Laterals, to satisfy the aforesaid award of contract in the amount of TWO HUNDRED SEVENTY TWO THOUSAND THREE HUNDRED NINETY SEVEN DOLLARS AND NO CENTS (\$272,397.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ

A handwritten signature in black ink, appearing to read "Gary L. Hill".

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:


BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that bids were received and publicly opened and read at a meeting of the Purchasing Board held on August 11, 2015, for FURNISHING AND DELIVERING WATER METER BOXES, RINGS AND LIDS, for the use of the said Water Department;

BE IT FURTHER RESOLVED, that the FOLLOWING BIDS are HEREBY ACCEPTED and authority be and it is hereby given to the Chairman to execute and the Vice Chairman/Secretary to attest an AGREEMENT to be entered into between the ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and the TWO (2) CONTRACTORS listed below for the item numbers and total amount shown opposite thereto in strict compliance with the forms of advertisement and proposal form for the specifications and instructions to bidders therefore, approved and adopted by the Board of Directors on July 15, 2015, the said Contracts and the required accompanying Performance Bonds to be approved as to form and execution by the Solicitor of the Atlantic City Municipal Utilities Authority:

<u>CONTRACTOR</u>	<u>ITEM NO.</u>	<u>TOTAL AWARD</u>
1. WATER WORKS SUPPLY CO., INC. Pompton Plains, NJ	1A,1B,1C,2A	\$147,793.00
2. H.D. SUPPLY WATERWORKS Berlin, NJ	3A	\$ 5,700.00
GRAND TOTAL OF AWARD		<u>\$153,493.00</u>

BE IT FURTHER RESOLVED, that a Certificate from the Comptroller of the Atlantic City Municipal Utilities Authority has been attached to this Resolution, certifying the availability of funds from 2015 Capital Account No. C-04-20-340-815-421 in the total sum of ONE HUNDRED FIFTY THREE THOUSAND FOUR HUNDRED NINETY THREE DOLLARS AND NO CENTS (\$153,493.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ


GARY L. HILL, VICE CHAIRMAN/SEC'Y



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the City of Atlantic City Municipal Utilities Authority that the bid of FALASCA MECHANICAL, INC., a corporation of the State of New Jersey, to FURNISH, DELIVER AND INSTALL MISCELLANEOUS PLUMBING ALTERATIONS TO WATER SERVICES AT VARIOUS LOCATIONS, which bid was received and publicly opened and read at a meeting of the Purchasing Board held on August 11, 2015, and the said bid is hereby ACCEPTED, the said FALASCA MECHANICAL, INC. being the lowest responsible bidder for the said undertaking; and

BE IT FURTHER RESOLVED, that authority be and it is hereby given to the Chairman to execute and to the Vice Chairman/Secretary to attest a contract be entered into between ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and said FALASCA MECHANICAL, INC., as aforesaid in strict accordance with the Specifications approved and adopted by the said Board on July 15, 2015, the said contract to be approved as to form and execution by the Authority Solicitor; and

BE IT FURTHER RESOLVED, that a Certificate from the Comptroller of the Atlantic City Municipal Utilities Authority be attached to this Resolution, certifying the availability of funds and specifying the line item appropriation from Capital Account No. C-04-20-340-815-424 'Service Hydrants' in the amount of THIRTY THREE THOUSAND THREE HUNDRED NINETY DOLLARS AND NO CENTS (\$33,390.); 2015 Budget Account No. 5-01-20-203-604-421 'Distribution/Maintenance Plumbing' in the amount of TWENTY FIVE THOUSAND NINE HUNDRED DOLLARS AND NO CENTS (\$25,900); 2015 Budget Account No. 5-01-20-202-604-421 'Plant Operations Plumbing' in the amount of NINE THOUSAND NINE HUNDRED DOLLARS AND NO CENTS (\$9,900); Capital Account No. C-04-20-340-815-402 'Office/Distribution Maintenance Complex' in the amount of FIVE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$5,500); to satisfy the aforesaid award of contract in the total amount of SEVENTY FOUR THOUSAND SIX HUNDRED NINETY DOLLARS AND NO CENTS (\$74,690.00).

UPON MOTION THIS RESOLUTION WAS APPROVED AS READ


GARY L. HILL, VICE CHAIRMAN/SEC'Y



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, Resolution #395 of 1994 provides for Rules, Rates & Regulations governing the assessment and collection of water rates and charges for the Water Department of the Atlantic City Municipal Utilities Authority; and

WHEREAS, Section 5 (d) of said Resolution provides that the Board of Directors, by Resolution, may approve adjustment of such charges; and

WHEREAS, the property owned by Ernest Howard, Water Account No. 955701-0, located at 1916 Magellan Avenue, experienced miscellaneous water leaks causing the additional consumption of 18,600 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 TWO HUNDRED AND EIGHTY FOUR DOLLARS AND SIXTY TWO CENTS (\$284.62) 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 be 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 black ink, appearing to read "Gary L. Hill".

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that a Request for Proposals (RFP) this day submitted by the Executive Director for the following:

1. GENERAL LIABILITY, EXCESS UMBRELLA, EQUIPMENT BREAKDOWN, AUTOMOBILE AND PROPERTY
2. PUBLIC OFFICIALS LIABILITY

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 the RFP in the form of Advertisement for the undertaking hereinabove set forth, the said Proposals to be received by William Brengle of WEB Insurance Consultant, located at PMB 244, 1385 Highway 35, Middletown, NJ 07748-2070 to be held on TUESDAY, NOVEMBER 10, 2015, at 11:00 AM.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, the Atlantic City Municipal Utilities Authority ("ACMUA") is desirous of obtaining proposals for Automobile Liability, General Liability, Crime, Mobile Equipment, Property/Boiler and Machinery and Umbrella Liability Insurance; and

WHEREAS, the Atlantic City Municipal Utilities Authority ("ACMUA") is also desirous of obtaining proposals for Workmen's Compensation Insurance; and

WHEREAS, the Atlantic City Municipal Utilities Authority ("ACMUA") is also desirous of obtaining proposals for Public Officials Liability Insurance; and

WHEREAS, the Authority is required to designate an Administrative Official for the Authority, as this is an extraordinary, unspecifiable service ("EUS"); and

WHEREAS, "EUS" is defined as "services which are specialized and qualitative in nature requiring expertise, extensive training, and proven reputation in the field of endeavor", N.J.S.A. 40A:11-2(7); and

WHEREAS, it has been deemed appropriate that this Administrative Official to the "ACMUA" shall be Linda R. Bazemore, Deputy Executive Director, Administration.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the "ACMUA" that Linda R. Bazemore, Deputy Executive Director, Administration is hereby designated as the Administrative Official responsible for soliciting the proposals for the aforementioned insurance coverage for the Authority.

BE IT FURTHER RESOLVED, that Linda R. Bazemore is hereby authorized, upon receipt of the insurance proposals, to submit the requisite certification of extraordinary unspecifiable services to the Board of Directors of the "ACMUA".

Upon Motion, This Resolution was APPROVED as Read.

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

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD

Whereas, the Atlantic City Municipal Utilities Authority has been discussed as a potential source of revenue by the City of Atlantic City to assist its property tax challenges; and

Whereas, Atlantic City government has proposed dissolution of the Authority under a concept that would provide the City with \$5-6 million in additional revenue; and

Whereas, the Authority has engaged an eminent NJ Engineering firm to review and analyze the accounting concept proposed by the City; and

Whereas, the Authority has responded with its concept to assist the City during its current revenue challenges; and

Whereas, the Authority's announced its concept to bond purchase a certain tract of land "Duck Island" from the City to assist the City in its current revenue challenges; and

Whereas, the Authority would proceed to install alternative energy installations on Duck Island to foster continued revenue generation; and

Whereas, the Authority will require Special Bond Counsel to deliver the type of public offering to process acquisition of the City's land; and

Whereas, the Law firm of DeCotiis, Fitzpatrick & Cole, LLP, has the requisite experience to implement a public bond offering for an intergovernmental land purchase having served as counsel for the NJ Turnpike Extension land transfer and numerous other NJ intergovernmental real estate bond purchases.

Now therefore, the ACMUA authorizes the engagement of Decotiis Fitzpatrick & Cole, LLP, as Special Bond Counsel to proceed upon determination by the City to sell the Duck Island parcel to the Authority; and

Furthermore, it is understood that all compensation for legal services to Decotiis Fitzpatrick & Cole, LLP, as Special Bond Counsel for the Authority shall be paid exclusively from the proposed bond offering proceedings.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Agenda No. 9 a
Resolution No. 130
Date August 19, 2015

Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the following bills are ACKNOWLEDGED and AUTHORIZED TO BE PAID in the amount of FIVE HUNDRED AND THIRTEEN THOUSAND, AND THIRTY THREE DOLLARS AND SEVENTY CENTS (\$513,033.70); and

BE IT FURTHER RESOLVED, that the Comptroller of the Atlantic City Municipal Utilities Authority hereby certifies as to the availability of funds.

Upon Motion, This Resolution was APPROVED as Read.

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

GARY L. HILL, VICE CHAIRMAN/SECRETARY



Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

WHEREAS, by N.J.S.A. 10:4-6 et. seq. allows a Municipal Utilities Authority to enter into Executive Session for the purposes of discussing Personnel matters, Litigation and Contract Negotiations; and

WHEREAS, the Atlantic City Municipal Utilities Authority (MUA) has a need to discuss the following:

- a. Litigation, Personnel, Contract Negotiations and Security
 - (1) Labor Counsel, Employee Discipline, EEOC Case
 - (2) Union Contract Negotiations
 - (3) City Development
 - (4) Management Contracts

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (MUA) will go into Closed Session at: 11:05AM for approximately Thirty (30) Minutes ; and

BE IT FURTHER RESOLVED, that immediately after the Closed Session, the Atlantic City Municipal Utilities Authority (MUA) will present the findings of the Closed Session on a date and time when the findings will be available.

Upon Motion, This Resolution was APPROVED as Read.

GARY L. HILL, VICE CHAIRMAN/SECRETARY