



## 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 December 20, 2017 commencing at 10:00am, there being present:

|                            |                   |
|----------------------------|-------------------|
| CHAIRMAN                   | Milton L. Smith   |
| VICE CHAIRMAN/SECRETARY    | Gary L. Hill      |
| 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 December 20, 2017 Board Meeting.

Upon Motion, This Resolution was APPROVED as Read.

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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 in need of legal counsel to represent said Authority; and

WHEREAS, the legal services to be performed can only be so performed by a licensed attorney in the State of New Jersey; and

WHEREAS, funds are or will be available for this service in the budget of the Atlantic City Municipal Utilities Authority; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq) requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised;

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

1. FRED BOR, ESQ. is hereby appointed as Attorney for the Atlantic City Municipal Utilities Authority from February 21, 2018 through February 20, 2019.
2. The ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and FRED BOR, ESQ. shall enter into a contract, which will set out in detail the specific responsibilities of both parties, and the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to this Agreement.
3. FRED BOR, ESQ. is hereby retained to provide specialized Legal Services as follows:
  - a. To attend all meetings of the Board and prepare all Resolutions and memoranda relative thereto.
  - b. To represent the Authority before any Federal, State or Local Government proceedings, whether they be administrative or quasi-judicial.
  - c. To provide services as specified in the attached contract.
4. The cost of services shall be \$65,000.00 per year for the term of the contract.
5. This contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1) (a), because it is for services performed by persons authorized by law to practice a recognized profession.
6. A copy of this resolution as well as the Contract shall be placed on file in the office of the Atlantic City Municipal Utilities Authority, Atlantic City, New Jersey.
7. A Notice in accordance with the Local Public Contracts Law of New Jersey shall be published in The Press at least once.

Upon Motion, This Resolution was ADOPTED 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 in need of legal counsel to represent said Authority; and

WHEREAS, the legal services to be performed can only be so performed by a licensed attorney in the State of New Jersey; and

WHEREAS, funds are or will be available for this service in the budget of the Atlantic City Municipal Utilities Authority; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq) requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised;

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

1. ANDREW WEBER, ESQ. is hereby appointed as Labor Counsel for the Atlantic City Municipal Utilities Authority for a period of one (1) year beginning February 21, 2018 through February 20, 2019.
2. The ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY and ANDREW WEBER, ESQ. shall enter into a contract, which will set out in detail the specific responsibilities of both parties, and the Chairman is hereby authorized to execute and the Vice Chairman/Secretary to attest to this Agreement.
3. ANDREW WEBER, ESQ. is hereby retained to provide specialized Labor Counsel Services as follows:
  - a. To represent the ACMUA in ongoing and prospective litigation.
  - b. To represent the ACMUA in all matters before the Public Employment Relations Commission ("PERC"), and all labor matters before the courts, administrative agencies and arbitrators;
  - c. To represent the ACMUA in negotiations of Collective Bargaining Agreements with public employee organizations or groups;
  - d. To render advice and consultation concerning matters pertaining to labor law and or labor relations and collective bargaining as requested; and
  - e. To render any other services relating to the field of Labor Relations as may be requested and approved by the Board of Directors of the ACMUA.
4. The cost of services for litigation and as Labor Counsel shall be \$35,000.00 per year for the term of the contract.
5. This contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1) (a), because it is for services performed by persons authorized by law to practice a recognized profession.
6. A copy of this resolution as well as the Contract shall be placed on file in the office of the Atlantic City Municipal Utilities Authority, Atlantic City, New Jersey.



Agenda No. 8 a (2)  
Resolution No. 3  
Date January 18, 2018

**Atlantic City Municipal Utilities Authority**  
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7. A Notice in accordance with the Local Public Contracts Law of New Jersey shall be published in The Press at least once.

Upon Motion, This Resolution was ADOPTED as Read.



GARY L. HILL, VICE CHAIRMAN/SECRETARY



Agenda No. 8 b (1)  
Resolution No. 4  
Date January 18, 2018

## Atlantic City Municipal Utilities Authority RESOLUTION

BY ALL MEMBERS OF THE BOARD:

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

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

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:

BE IT RESOLVED, that the effective date of these regulations shall be January 1, 2018.

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, on May 8, 1985 by Resolution #77 of 1985, the Board of Directors of the Atlantic City Municipal Utilities Authority adopted the Rules, Rates and Regulations on the Authority; and

WHEREAS, in the aforementioned Resolution, the connection fee formulation was set out in detail for calendar years 1981 through 2017; and

WHEREAS, it is necessary to amend Section 1.f.8. of the aforementioned Resolution #77 of 1985 to add the connection fee formula for the current calendar year, 2018.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the aforementioned Resolution #77 of 1985 at Section 1.f.8. is hereby amended to include the following :

2018: \$15.4352/gallons per day  
( Subject to review by Bond Counsel, and State Overseers)

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 Mr. John Anderson, Water Account No. 900401-0, located at 40 North Newton Avenue, experienced miscellaneous water leaks causing the additional consumption of 27,770 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 FOUR HUNDRED AND FORTY NINE DOLLARS AND NINETY CENTS (\$ 449.90) 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:

BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority that the Request for Qualifications and Experience this day submitted by the Executive Director for providing Transcription Services in connection with the item listed herein below be and the said document is hereby APPROVED and ADOPTED:

1. TRANSCRIPT STENOGRAPHER

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 and Experience in the form of Advertisement for the undertaking herein set forth; and

BE IT FURTHER RESOLVED, that said State of Qualifications and Experience will be received and publicly opened and read at a meeting of the Purchasing Board of the Atlantic City Municipal Utilities Authority to be held TUESDAY, FEBRUARY 13, 2018 at 11:00AM.

Upon Motion, This Resolution was APPROVED and Read.

GARY L. HILL VICE CHAIRMAN/SECRETARY





Agenda No. 9 b(2)  
Resolution No. 8  
Date January 18, 2018

## 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 the Advertisement, Qualification/Proposal (RFQ/RFP) Form and the Specifications and Instructions to Bidders this day submitted by the Executive Director of the MUA for a INSPECTION OF DOUGHTY POND & KUEHNLE POND DAMS for the MUA, 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 Request for Qualifications/Proposals (RFQ/RFP) in the form of Advertisement for the undertaking hereinabove set forth, the said Request for Qualifications/Proposals (RFQ/RFP) to be received and publicly opened and read at a meeting of the Purchasing Board of the Atlantic City Municipal Utilities Authority to be held on TUESDAY, MARCH 13, 2018.

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 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 ONE MILLION TWO HUNDRED THIRTY ONE THOUSAND FIVE HUNDRED FORTY FOUR DOLLARS AND FORTY SEVEN CENTS. (\$1,231,544.47); 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.

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

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Atlantic City Municipal Utilities Authority (MUA) will go into Closed Session at: 10:40A.M. 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