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ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY  
BOARD OF DIRECTORS MEETING

Wednesday, July 19, 2017

G. Bruce Ward, Executive Director  
Garth Moyle, Deputy Executive Director  
Fredric L. Bor, Esquire, Board Solicitor  
Andrew Weber, Esquire  
Claude Smith, Engineer  
Anita Thapa, Assistant Director Accounting & Finance  
Kelley Williams, Board Administrator

B E F O R E:

Milton L. Smith, Chairman  
Gary L. Hill, Vice Chairman/Secretary  
John McGettigan, Treasurer  
William Lea, Board Member  
Edmund J. Colanzi, Board Member  
William K. Cheatham, Alternate  
Patricia Bailey, Alternate

TAKEN BEFORE: JACQUELINE M. ZARRILLO,  
Certified Court Reporter of the State of New Jersey,  
License No. XI01786, at the ATLANTIC CITY MUNICIPAL  
UTILITIES AUTHORITY, 401 North Virginia Avenue,  
Atlantic City, New Jersey 08404, commencing  
at 10 a.m.

-----

JACQUELINE M. ZARRILLO, CCR  
CERTIFIED COURT REPORTER  
1724 TILTON ROAD  
NORTHFIELD, NEW JERSEY 08225  
(609) 287-2593

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Hoch Teh	11

## ATLANTIC CITY MUA

1 MR. SMITH: Adequate notice of this  
2 meeting has been provided, as required by law, by  
3 mailing to the Press a list of the regularly  
4 scheduled meetings of the Board of Directors,  
5 including the notice of the regular meeting scheduled  
6 for July 19, 2017, at 401 North Virginia Avenue,  
7 conference room, Atlantic City, New Jersey. Copy of  
8 said notice was sent to city clerk to be posted. All  
9 of the aforesaid complies with Chapter 231 of the  
10 laws of 1975, known as open public meeting laws.

11 Roll call?

12 MR. BOR: Mr. Cheatham?

13 MR. CHEATHAM: Present.

14 MR. BOR: Ms. Bailey?

15 MS. BAILEY: Present.

16 MR. BOR: Mr. Lea?

17 MR. LEA: Here.

18 MR. BOR: Colanzi?

19 MR. COLANZI: Here.

20 MR. BOR: McGettigan?

21 MR. MCGETTIGAN: Here.

22 MR. BOR: Hill?

23 MR. HILL: Here.

24 MR. BOR: Smith?

25 MR. SMITH: Here.

## ATLANTIC CITY MUA

1 MR. BOR: Quorum. Mr. Chairman,  
2 minutes, any discussion? If not, is there a motion?

3 MR. HILL: Motion to move.

4 MR. MCGETTIGAN: Second.

5 MR. BOR: Mr. Lea?

6 MR. LEA: Yes.

7 MR. BOR: McGettigan?

8 MR. MCGETTIGAN: Yes.

9 MR. BOR: Hill?

10 MR. HILL: Yes.

11 MR. BOR: Smith?

12 MR. SMITH: Yes.

13 MR. BOR: Colanzi has to abstain.

14 Carries.

15 MR. WARD: Just a couple of points.

16 The Washington Post article should have been in your  
17 package, which I referenced in my meeting with city  
18 council on July the 11th. The Washington Post  
19 article, of course is more broadly stating the issues  
20 involving public water being transferred to private  
21 systems. However, also the Huffington Post, which is  
22 a national publication, has an article about Atlantic  
23 City, which again is helpful to create the critical  
24 situation we find ourselves in and gives us more  
25 public note. So that's all I have on those two

## ATLANTIC CITY MUA

1 matters right now.

2 Personnel committee meeting --

3 MR. SMITH: Excuse me, Bruce, let's  
4 take care of the people sitting here for the  
5 abatements. Let's get them taken care of and let  
6 them get out of here.

7 MR. WARD: Let's move to 8.c. First is  
8 James Williams. Is James Williams here? Second is  
9 Aziz Salhi.

10 MR. SALHI: Yes, I'm here.

11 MR. WARD: Aziz Salhi, that's account  
12 705801, that's resolution 8.c(2). Let me find it.  
13 This would be 3313 Ventnor Terrace in Atlantic City.

14 MR. HILL: Sir, you replaced the pipes,  
15 repaired the pipes? There was a pipe breakage?

16 MR. SALHI: Yes, sir, I fixed it. I'm  
17 sorry, my health.

18 MR. SMITH: What was the abatement for,  
19 how much?

20 MR. HILL: \$1,711.

21 MR. SMITH: Was it leakage?

22 MR. HILL: Pipe breakage.

23 MR. SMITH: First abatement?

24 MR. SALHI: I'm sorry?

25 MR. SMITH: Is this the first

## ATLANTIC CITY MUA

1 abatement?

2 MR. WARD: This is a statement. He has  
3 an account balance of \$354. He has a balance with us  
4 and he would withdraw his abatement request -- and  
5 upon payment of the balance and the MUA will withdraw  
6 its lien position; is that correct, sir?

7 MR. SALHI: Yes, yes.

8 MS. SALHI: Yes.

9 MR. WARD: Are you prepared to pay the  
10 \$354?

11 MR. SALHI: Yes, sir.

12 MS. THAPA: That was for the other  
13 account. You had a payment plan of 400 for the main  
14 account, which is thirty-three one three, after the  
15 abatement you would have nineteen seventy-five  
16 fifty-three balance and 369.

17 MR. COLANZI: Another account too?

18 MR. SALHI: That's for -- I already  
19 talk to them and I write a check for them. We can  
20 make it three easy payments for that, so I already  
21 write them the check for that account.

22 MR. WARD: He's indicating he's already  
23 written a check for.

24 MS. SAHLI: Florida Avenue.

25 MR. SALHI: \$120. They tell me you

## ATLANTIC CITY MUA

1 can't do it two, three easy payment.

2 MS. THAPA: I just --

3 MR. SMITH: That's a different account.

4 MS. THAPA: We haven't received that  
5 payment.

6 MR. SALHI: I live in Philadelphia.

7 MS. THAPA: So you mailed it?

8 MR. SALHI: Yes.

9 MR. SMITH: We only want to address the  
10 account today. We want to deal with that. If he has  
11 another account, have another meeting.

12 MS. THAPA: That account will have,  
13 after abatement you will have a balance of 975.

14 MR. SALHI: That's for the taxes.

15 MS. THAPA: Because before that  
16 abatement, your balance was \$2,686, so after the  
17 abatement you will still have a balance of 975. The  
18 last payment we received was 400. I believe you have  
19 a payment plan.

20 MR. SALHI: Yes.

21 MS. SALHI: Yes.

22 MS. THAPA: So Garth was saying maybe,  
23 I don't know what you were saying before, you were  
24 e-mailing us, he needs to pay the balance.

25 MR. MOYLE: He's got to do something.

## ATLANTIC CITY MUA

1 We can't just leave it there.

2 MS. THAPA: So even after the  
3 abatement, he will have a balance of 975.

4 MR. WARD: Well, what would the Board  
5 be voting on? Would we be voting on the approval  
6 subject to the payment of the \$900; is that what  
7 you're suggesting?

8 MS. THAPA: Usually the balance will be  
9 paid off before we granted the abatement.

10 MR. WARD: So this was premature to  
11 come before us.

12 MS. THAPA: It was supposed to be last  
13 month, but I guess --

14 MR. WARD: But it wasn't complete, in  
15 other words, it wasn't complete enough to be brought  
16 to the Board today?

17 MS. WILLIAMS: He didn't come last  
18 month. He was on the agenda for last month.

19 MR. WARD: There appears there is still  
20 outstanding items that need to be clarified before  
21 the Board.

22 MR. HILL: We should table this  
23 until --

24 MR. WARD: Put everything together.  
25 When we have all the checks necessary to be



## ATLANTIC CITY MUA

1 deposited, all the payments made and the Board can  
2 vote on a final resolution. We're going to have to  
3 put this off for a month until everything is  
4 clarified.

5 MR. SALHI: I'm sorry, that you're  
6 talking about --

7 MS. THAPA: You have to pay \$975 in  
8 order to --

9 MR. SALHI: That's the property taxes,  
10 right?

11 MS. THAPA: 3313 Ventnor --

12 MR. SALHI: For the property taxes?

13 MS. THAPA: This is the water.

14 MR. SALHI: Okay, okay, because the  
15 property, there is another property. I talk to them,  
16 they say you can pay step by step.

17 MR. WARD: Well, again, that is a  
18 possibility, but we're going to have to hold this  
19 today. It's premature to bring to the Board for a  
20 formal vote. We're going to find out all your  
21 issues. You can schedule a meeting with Mr. Pham and  
22 Ms. Thapa and we can put everything together for a  
23 final resolution to come before the Board, but that  
24 will be next month.

25 MR. SALHI: My health.

## ATLANTIC CITY MUA

1 MR. WARD: It will be next month and  
2 we'll work it out. 8.c(2) should be tabled.

3 MR. BOR: Tabled.

4 MR. WARD: That's all for today. We  
5 have to table and talk with you throughout this  
6 month, and next month we'll talk to you so the next  
7 Board meeting everything can be finalized.

8 MR. SALHI: Okay, sir.

9 MR. WARD: Next is Hoch Teh.

10 MR. HILL: He's here.

11 MR. WARD: Mr. Hoch Teh, account number  
12 868701. Anita?

13 MR. SMITH: She's out in the other  
14 room.

15 MR. HILL: 752.

16 MS. WILLIAMS: 752.64. It's right in  
17 your resolutions.

18 MR. BOR: Here is Anita, if you need  
19 her?

20 MR. WARD: Okay. Thank you.

21 MS. WILLIAMS: Here is your packet  
22 right there.

23 MR. WARD: This one, okay. Okay, this  
24 is a request for an abatement of \$752.64. And sir,  
25 did you have a leak at your property?

## ATLANTIC CITY MUA

1 MR. The: Yes, leak.

2 MR. WARD: And was the leak repaired?

3 MR. The: Yes.

4 MR. WARD: By a plumber; is that  
5 correct?

6 MR. The: Outside, yeah.

7 MR. WARD: Okay. So it's 8.c(3) for  
8 \$752.64. Questions, Board?

9 MS. BAILEY: This is the first one, I  
10 presume?

11 MR. WARD: First abatement?

12 MR. The: Yes.

13 MR. HILL: Move it.

14 MR. SMITH: Second.

15 MR. BOR: Mr. Lea?

16 MR. LEA: Yes.

17 MR. BOR: Colanzi?

18 MR. COLANZI: Yes.

19 MR. BOR: McGettigan?

20 MR. MCGETTIGAN: Yes.

21 MR. BOR: Hill?

22 MR. HILL: Yes.

23 MR. BOR: Smith?

24 MR. SMITH: Yes.

25 MR. BOR: Carries.

## ATLANTIC CITY MUA

1 MR. WARD: There is an application for  
2 the payment arrangement, Dang Tuyent Lan. I don't  
3 see her.

4 MS. WILLIAMS: She didn't have to come.  
5 She wants to discuss it.

6 MR. WARD: Your abatement is approved.

7 MR. The: Thank you.

8 MR. HILL: I was supposed to buy lunch  
9 today. I forget, because I'm old now. If I'm still  
10 here next month, remind me. I can't remember because  
11 I'm old.

12 MR. WEBER: That's an incentive. Are  
13 you going to buy every time you're still here?

14 MR. WARD: You can put the order in.  
15 Then you don't have to remember.

16 Correspondence, personnel committee  
17 meeting, the minutes. We're going to pull that into  
18 the Executive Session, we're going to talk about  
19 that.

20 Financial report, any questions, shut  
21 offs?

22 MR. MCGETTIGAN: Is the shut offs for  
23 the account at the Chelsea Hotel being moved to the  
24 Tropicana?

25 MR. WARD: We did. We were in touch

## ATLANTIC CITY MUA

1 with the representative from Tropicana and they have  
2 -- we've changed the account number, moved it into a  
3 Tropicana account.

4 MR. MCGETTIGAN: So it's payable or  
5 paid?

6 MR. WARD: Yeah, because the Chelsea  
7 Beach Bar is still open. I think the hotel is not.

8 MR. HILL: It is not, but I hear there  
9 is a lot of internal problems, roofs leaking,  
10 sagging, so they have some work.

11 MR. WARD: Beach bar is using water.  
12 They wanted to make sure the water was still running.

13 MR. MCGETTIGAN: The beach bar is  
14 leased to the corner, Celebrity Deli walked away.

15 MR. WARD: Since the account comes into  
16 the property, they have to pay, Chelsea, which is now  
17 Trop.

18 MR. MCGETTIGAN: Service belongs to the  
19 Trop now?

20 MR. WARD: Right, uh-huh.

21 Customer service update. We've been  
22 fine on customer service. Obviously we have a  
23 maternity leave upcoming and we'll talk about that.

24 And Director's Forum, Directors? Any  
25 discussion from the Directors?

## ATLANTIC CITY MUA

1 MR. SMITH: Closed Session we'll have.

2 MR. WARD: Public Participation we've  
3 had.

4 Old Business, we want to accept the  
5 proposals for the 2017 audit and 2018 budget review,  
6 and that would be resolution 7.a(1). We want to stay  
7 with Friedman. They have been very very attuned to  
8 assisting us with our numbers and recognizing our  
9 circumstance and work very very well with our staff.

10 MR. HILL: Anita, you're happy with  
11 Friedman, right? They've been working together with  
12 you pretty well?

13 MS. THAPA: Yes. The price did went up  
14 obviously. In '16 was 35,400 and it went to 39,750.

15 MR. HILL: Not that much.

16 MS. THAPA: In the past I think the  
17 auditors, their fee would be about the same even if  
18 we renew, because of our situation probably.

19 MR. HILL: They had a little more work  
20 to do.

21 MR. MCGETTIGAN: It's roughly 39,000?

22 MS. THAPA: 39,758.

23 MR. MCGETTIGAN: Are they on contract  
24 or are we --

25 MR. WARD: We're approving them going

## ATLANTIC CITY MUA

1 forward.

2 MR. HILL: We're doing that right now.

3 MS. THAPA: Maybe in the future next  
4 year, depending on our situation, maybe we can do a  
5 RFP, which I believe for a small company like us, the  
6 fee is a little high, I believe, but I'm not too  
7 sure. In '15 we paid about 33,000.

8 MR. HILL: Next year we should go back  
9 out. This year is a little complicated.

10 MS. THAPA: This year is still  
11 complicated.

12 MR. MCGETTIGAN: Isn't there a time  
13 where we're obligated to go out?

14 MS. THAPA: Five years.

15 MR. HILL: So we have plenty of time.

16 MR. BOR: It's only the second year.

17 MR. MCGETTIGAN: I'll make the motion.

18 MR. HILL: I'll second.

19 MR. BOR: Mr. Lea?

20 MR. LEA: Yes.

21 MR. BOR: Colanzi?

22 MR. COLANZI: Yes.

23 MR. BOR: McGettigan?

24 MR. MCGETTIGAN: Yes.

25 MR. BOR: Hill?

## ATLANTIC CITY MUA

1 MR. HILL: Yes.

2 MR. BOR: Smith?

3 MR. SMITH: Yes.

4 MR. BOR: Carries.

5 MR. WARD: 7.b(1), accepting bids for  
6 white sodium silico fluoride, 7.b(1).

7 MR. SMITH: That contract was very  
8 high. Was that what we paid last time for fluoride?

9 MR. MOYLE: We only had one bid.

10 MR. SMITH: That was really expensive  
11 from what I read. There is nobody else?

12 MR. MOYLE: I don't write them. Oh,  
13 that's what happened. We did have another bid, maybe  
14 it was who won it? We did have another bid, but it  
15 came in a day late and dollar short, even though it  
16 said on Federal Express it was supposed to be here at  
17 11 a.m. on Tuesday, it came at 11 a.m. on Wednesday.

18 MR. SMITH: What was the difference?

19 MR. WARD: Can't open it.

20 MR. SMITH: That was awful high I  
21 thought, but --

22 MR. MCGETTIGAN: So there is one bid it  
23 comes down to?

24 MS. BAILEY: Yes.

25 MR. MCGETTIGAN: I'll make the -- if



## ATLANTIC CITY MUA

1 it's all right, any more questions? I'll make the  
2 motion.

3 MR. HILL: Second.

4 MR. BOR: Mr. Lea?

5 MR. LEA: Yes.

6 MR. BOR: Colanzi?

7 MR. COLANZI: Yes.

8 MR. BOR: McGettigan?

9 MR. MCGETTIGAN: Yes.

10 MR. BOR: Hill?

11 MR. HILL: Yes.

12 MR. BOR: Smith?

13 MR. SMITH: Yes.

14 MR. BOR: Carries.

15 MR. WARD: 7.b(2) for high calcium  
16 hydrated lime.

17 MS. BAILEY: Was that rescinded?

18 MR. MOYLE: Yeah, we didn't have to --

19 MS. BAILEY: That was rescinded.

20 MS. WILLIAMS: Yes, it was rescinded.

21 MR. WARD: 7.c we're going to move to  
22 Closed Session. There are personnel issues with the  
23 special counsel.

24 New Business, request for  
25 qualifications. We need to go out on fairly short

## ATLANTIC CITY MUA

1 turnaround for arbitrage rebate compliance reporting  
2 services, resolution 8.a(1).

3 MR. MCGETTIGAN: I'll make the motion.

4 MR. HILL: Second.

5 MR. BOR: Mr. Lea?

6 MR. LEA: Yes.

7 MR. BOR: Colanzi?

8 MR. COLANZI: Yes.

9 MR. BOR: McGettigan?

10 MR. MCGETTIGAN: Yes.

11 MR. BOR: Hill?

12 MR. HILL: Yes.

13 MR. BOR: Smith?

14 MR. SMITH: Yes.

15 MR. WARD: Resolution 8.b(1), go out  
16 for repairs to utility road openings.

17 MR. HILL: Move it.

18 MR. MCGETTIGAN: Second.

19 MR. BOR: Mr. Lea?

20 MR. LEA: Yes.

21 MR. BOR: Colanzi?

22 MR. COLANZI: Yes.

23 MR. BOR: McGettigan?

24 MR. MCGETTIGAN: Yes.

25 MR. BOR: Hill?

## ATLANTIC CITY MUA

1 MR. HILL: Yes.

2 MR. BOR: Smith?

3 MR. SMITH: Yes.

4 MR. WARD: 8.b(2), we need to go out  
5 for installing miscellaneous plumbing alterations to  
6 water services.

7 MR. MCGETTIGAN: I'll move it.

8 MR. HILL: Second.

9 MR. BOR: Mr. Lea?

10 MR. LEA: Yes.

11 MR. BOR: Colanzi?

12 MR. COLANZI: Yes.

13 MR. BOR: McGettigan?

14 MR. MCGETTIGAN: Yes.

15 MR. BOR: Hill?

16 MR. HILL: Yes.

17 MR. BOR: Smith?

18 MR. SMITH: Yes.

19 MR. WARD: Nine.

20 MR. HILL: Who usually bids on the  
21 plumbing?

22 MR. MOYLE: It's been Falasca. It used  
23 to be Rich years ago.

24 MR. HILL: How about Kisby-Lees?

25 MR. MOYLE: Never did it. I don't

## ATLANTIC CITY MUA

1 think I got them. I don't think they would have bid.  
2 We put out the bid for the new air conditioners. I  
3 don't think they bid.

4 MR. HILL: Okay, thank you.

5 MR. MCGETTIGAN: Falasca has been the  
6 sole bidder?

7 MR. MOYLE: For a while, since Rich  
8 gave it up.

9 MR. WARD: Nine, monthly bills  
10 resolution 9.

11 MR. SMITH: Monthly bills, move them.

12 MR. BOR: Do we have a second for  
13 monthly bills?

14 MR. HILL: Second.

15 MR. BOR: Mr. Lea?

16 MR. LEA: Yes.

17 MR. BOR: Colanzi?

18 MR. COLANZI: Yes.

19 MR. BOR: McGettigan?

20 MR. MCGETTIGAN: Yes.

21 MR. BOR: Hill?

22 MR. HILL: Yes.

23 MR. BOR: Smith?

24 MR. SMITH: Yes.

25 MR. WARD: Executive Session?

## ATLANTIC CITY MUA

1 MR. SMITH: Take a five-minute break,  
2 ten-minute break.

3 (Closed Session from  
4 10:20 a.m. to 11:20 a.m.)

5 MR. WARD: Okay. We are we back in  
6 Open Session. We have completed our Executive  
7 Session. We have resolution 7.c(1) and this would be  
8 for cost of services for firm Capehart Scatchard, who  
9 was already under contract and we are placing 30,000  
10 under their retainer. Call the vote.

11 MR. BOR: Any motion?

12 MR. MCGETTIGAN: Make it.

13 MR. SMITH: Second.

14 MR. BOR: Mr. Lea?

15 MR. LEA: Yes.

16 MR. BOR: Colanzi?

17 MR. COLANZI: Yes.

18 MR. BOR: McGettigan?

19 MR. MCGETTIGAN: Yes.

20 MR. BOR: Hill?

21 MR. HILL: Yes.

22 MR. BOR: Smith?

23 MR. SMITH: Yes.

24 MR. WARD: And the next would be a  
25 resolution, which next would be a resolution that we

## ATLANTIC CITY MUA

1 will later affix the number, and that would be a  
2 resolution to have a formal flag salute at the  
3 beginning of every Authority meeting beginning in  
4 July.

5 MR. SMITH: Beginning in August.

6 MR. WARD: August, beginning in August,  
7 yes.

8 MR. SMITH: Now when you say flag  
9 salute, you mean --

10 MS. BAILEY: Yeah.

11 MR. BOR: Authority meeting, you mean  
12 Board meeting, not committee meetings?

13 MR. WARD: Yes.

14 MR. MCGETTIGAN: United States of  
15 America flag.

16 MR. BOR: For every Board meeting.

17 MR. MCGETTIGAN: For the record, it  
18 could be next month.

19 MR. BOR: Is there a motion?

20 MR. MCGETTIGAN: Motion for that.

21 MR. HILL: Second.

22 MR. BOR: Mr. Lea?

23 MR. LEA: Yes.

24 MR. BOR: Colanzi?

25 MR. COLANZI: Yes.

## ATLANTIC CITY MUA

1 MR. BOR: McGettigan?

2 MR. MCGETTIGAN: Yes.

3 MR. BOR: Hill?

4 MR. HILL: Yes.

5 MR. BOR: Smith?

6 MR. SMITH: Yes.

7 MR. WARD: Nothing further.

8 MR. BOR: Are you ready to close?

9 MR. SMITH: Yes.

10 MS. BAILEY: I have one question before  
11 we close. I think it's next week, the conference.  
12 You will give us more information on the conference,  
13 the Marlton conference? We'll talk about that after  
14 we close?

15 MR. WARD: Yes, I believe our secretary  
16 set you guys up for that, for the conference.

17 MS. BAILEY: Okay, all right.

18 MR. BOR: Hearing no objection, meeting  
19 is closed.

20 MR. SMITH: Meeting is adjourned.

21 (The meeting adjourned at 11:25 a.m.)

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C E R T I F I C A T E

I, JACQUELINE M. ZARRILLO, a Certified Court Reporter of the State of New Jersey, do hereby certify that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

---

JACQUELINE M. ZARRILLO  
Certified Court Reporter  
License No. XI01786

DATED: August 3, 2017



<b>\$</b>	<b>5</b>	<b>adequate</b> [1] - 3:1	<b>Beach</b> [1] - 13:7	<b>Capehart</b> [1] - 21:8
<b>\$1,711</b> [1] - 5:20	<b>5</b> [1] - 2:3	<b>adjourned</b> [2] - 23:20, 23:21	<b>beach</b> [2] - 13:11, 13:13	<b>care</b> [2] - 5:4, 5:5
<b>\$120</b> [1] - 6:25	<b>6</b>	<b>Administrator</b> [1] - 1:9	<b>BEFORE</b> [1] - 1:17	<b>carries</b> [4] - 4:14, 11:25, 16:4, 17:14
<b>\$2,686</b> [1] - 7:16	<b>6</b> [1] - 2:4	<b>affix</b> [1] - 22:1	<b>beginning</b> [4] - 22:3, 22:5, 22:6	<b>CCR</b> [1] - 1:23
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