

1 ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY
2 BOARD OF DIRECTORS MEETING

3 Wednesday, September 21, 2016

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7 G. Bruce Ward, Executive Director
8 Garth Moyle, Deputy Executive Director
9 Fredric L. Bor, Esquire, Board Solicitor
10 Andrew Weber, Esquire
11 Claude Smith, Engineer
12 Anita Thapa, Senior Accountant
13 Kelley Williams, Board Administrator

14
15 B E F O R E:

16 Milton L. Smith, Chairman
17 Gary L. Hill, Vice Chairman/Secretary
18 John McGettigan, Treasurer
19 William Lea, Board Member
20 Edmund J. Colanzi, Board Member
21 William K. Cheatham, Alternate
22 Patricia Bailey, Alternate

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24 TAKEN BEFORE: JACQUELINE M. ZARRILLO,
25 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.

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29 JACQUELINE M. ZARRILLO, CCR
30 CERTIFIED COURT REPORTER
31 1724 TILTON ROAD
32 NORTHFIELD, NEW JERSEY 08225
33 (609) 287-2593

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1 meter, with 100 bucks.

2 MS. ZAPPIA: I was quoted closer to

3 somewhere around 400.

4 MR. MOYLE: To reset the meter?

5 MS. ZAPPIA: To replace the meter.

6 MR. MOYLE: This is a house, right?

7 MS. ZAPPIA: Yes, it is.

8 MR. MOYLE: We don't charge to replace

9 the meter. We're replacing meters now in housing and

10 they're old, so that's also free. A quarter is 45

11 bucks right now, so that's say 120 bucks, didn't we

12 replace a meter about 100 bucks or so, so that's

13 \$200. But I think I would have to ask, but see, if

14 you remove a meter on an old service that's not

15 copper, then you have to replace the service and

16 that's a cost that the homeowner does have, but it's

17 a lot more than 400 bucks. But I haven't heard about

18 this one. At least they didn't want to bother me

19 with it, but I'll look into it.

20 MS. ZAPPIA: Is there a reason I just

21 can't have the water shut off?

22 MR. MOYLE: What happens is, and we've

23 had it July 4th, somebody was working on their house

24 and they ripped on the service, and it then ripped

25 out of the -- it was a mess because it broke between

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1 the water main and the meter. There is a reason why

2 we want it done. But if we disconnect from the house

3 and somehow if you have your contractor dig it up or

4 something and physically separate it by at least a

5 foot, we'll leave that meter there and we'll cover it

6 or put a cap on it on the house side. But we're

7 trying to avoid that situation which is a real mess.

8 So if you want the meter to remain, we could try

9 something like that. We can shut it off at the curb

10 the meter stays. You keep paying your water bill at

11 45 a quarter and we move on with our lives.

12 MS. ZAPPIA: Okay. Because what I was

13 told was that the cost to have the meter replaced was

14 somewhere between 350 and \$400.

15 MR. MOYLE: What size meter is it

16 again?

17 MS. ZAPPIA: I wouldn't know. It's a

18 residential property.

19 MR. MOYLE: I'm totally in the dark

20 here.

21 MS. ZAPPIA: I was told by some people

22 that they have had the meter removed and other people

23 have not, but what I was told here at this office was

24 that if I just had it shut off, that the water

25 company would not send the notice to the sewer

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1 company; that the sewer company would then disconnect

2 me from the sewer.

3 MR. MOYLE: That's right, absolutely.

4 MS. ZAPPIA: If I chose for the shut

5 off alone, will the water company give the sewer

6 company notice to --

7 MR. MOYLE: See that's a tricky one.

8 The meter is still there. They charge you off the

9 meters. We have nothing to do with the sewer

10 company. We could tell them that you're going to be

11 shut off, but it's up to them. We have no say what

12 they decide. That and again, I don't understand, I

13 would have to look into why it's \$400 to do this.

14 MS. ZAPPIA: Suppose someone could get

15 back to me and let me know what the cost will be so I

16 can make a decision? I can be reached at 335-0357

17 and my utilities are scheduled to be cut off for next

18 Monday.

19 MR. MOYLE: What's your address?

20 MS. ZAPPIA: 2811 Fairmount Avenue.

21 MR. MOYLE: I'll look into this and get

22 back to you this afternoon.

23 MS. ZAPPIA: Thank you, very much.

24 MR. WARD: Sir, your name is?

25 MR. DHALIWAL: Ranjit Dhaliwal. I'm

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1 coming from Sunoco station on Albany Avenue.

2 MS. WILLIAMS: Pleasantville

3 Investments, LLC.

4 MR. WARD: That would be 8.c(3). This

5 is an abatement necessary to appear, he had to

6 appear.

7 MR. BOR: \$1,083.

8 MR. SMITH: Is this the first abatement

9 on that property?

10 MR. WARD: Yes. And he's showing Home

11 Depot receipts for, I guess materials.

12 Sir, you had a plumber to repair the

13 leak?

14 MR. DHALIWAL: Yeah, actually we -- me

15 and my employee did it.

16 MR. WARD: Okay. 1,000 and change.

17 Any other questions?

18 MR. DHALIWAL: I make a request if you

19 look at the bill, actually we -- after you see the

20 bill, details on the bill, we thinking my bill is

21 coming every month, three, \$400. I got to pay

22 attention. I said maybe they increase the rate, and

23 then after that, I see a sewer bill too.

24 MR. WARD: Yes.

25 MR. DHALIWAL: And end up last couple

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<p>1 months, my bill comes 2,000 or 21 or whatever. Then 2 I came here to be checked everything. Then we find 3 out something wrong with the -- well, and now my 4 issue is not \$2,100. Look up the six, seven months 5 back. Every month I paid three, \$400. I -- we have 6 only one bathroom. I have request for you to include 7 other months. 8 MR. MOYLE: Can I see the paperwork? 9 We did four quarters. You're allowed up to four 10 quarters of a leak. It's one quarter. You got 11 everything there; is that right? I think I did -- 12 you're allowed up to one year, four quarters, and I 13 understand what you're saying, but the problem is 14 you're only allowed up to four quarters, one year. 15 If you let it go for two or three years, you only get 16 your worst year, and it looks like you let it go for, 17 I'll look at it again, but it's -- what's odd is this 18 is a supersized right there. They estimated; that 19 screwed it up. They let's see, if we go one, two, 20 three, somebody must have jiggled the handle here on 21 that toilet for the third, fourth and first quarter. 22 MR. DHALIWAL: Estimate, right? 23 MR. MOYLE: That's an estimate. Well, 24 they're indicating -- I don't know how that happened. 25 But in these two quarters together, you used 112</p>	<p>1 then you go to 28, which isn't huge. I mean, you 2 might get a few more dollars back, but it wouldn't be 3 much. 4 MR. DHALIWAL: I just, I explain that. 5 Whatever you decide, I live with that. It's that 6 simple, right? 7 MR. HILL: Motion to accept. 8 MR. MCGETTIGAN: Second. 9 MR. MOYLE: Do you want me to relook at 10 it? 11 MR. HILL: No. 12 MR. BOR: Motion to accept 8.c(3) and a 13 second. 14 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. BOR: Carries. 25 MR. DHALIWAL: What's the percentage</p>
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<p>1 minus 50, which is what, 62. You used 62, so and 2 used 28 there, and 135 there, 93, and then it was 3 huge here. 4 But and again, the sewer company, as I 5 told miss -- the other lady, is that's up to them. 6 And knowing how they operate, since you have a toilet 7 leak, they wouldn't abate that because -- 8 MR. DHALIWAL: What happened, all the 9 time they look at that, they have to give that one 10 too, I guess, then you -- then I go there. 11 MR. MOYLE: You can request it, but I 12 really, just to tell you the truth, I really wouldn't 13 expect them to abate it. 14 MR. DHALIWAL: They have different work 15 or -- 16 MR. MOYLE: Absolutely. We have 17 nothing to do with the sewer company. We're a 18 private organization. 19 MR. DHALIWAL: What can I do, with your 20 guys? 21 MR. MOYLE: I believe we send them a 22 letter and tell them what happened. Then it's up to 23 them to decide what they do. 24 You know, looking, obviously this is 25 your worst quarter. These two would only be 62 and</p>	<p>1 you can redo the bill? 2 MR. MOYLE: What happens is when you 3 have a leak that's half, we have about -- abate about 4 50 percent of the leak. That's 70,400 cubic feet you 5 used. 6 MR. DHALIWAL: No. 7 MR. MOYLE: Again, then, just the 8 quarters before that, look at the average. And then 9 that comes off for the abatement. So I mean, 10 again -- 11 MR. DHALIWAL: Not half, you look at 12 everything. 13 MR. MOYLE: We do look at 20 quarters 14 prior and that number, whatever that average is comes 15 off the abatement. 16 MR. DHALIWAL: Okay, all right. I just 17 want to make sure, not the half. What I would do, 18 look the, for the last year, right, the average. 19 Then you can come to figure out the -- how much that 20 be, right? 21 MR. MOYLE: You say a quarterly bill, 22 but what we do look at actually is five years prior 23 use, so -- 24 MR. DHALIWAL: Okay. 25 MR. HILL: But you have the abatement.</p>

14	<p>1 We just approved your abatement.</p> <p>2 MR. DHALIWAL: Thank you.</p> <p>3 MS. THAPA: Your abatement is 1,083.</p> <p>4 You're looking for that amount, 1,083. We'll get you</p> <p>5 the check.</p> <p>6 MR. DHALIWAL: Still I have one</p> <p>7 question. My question is, do you divide half?</p> <p>8 MR. MOYLE: Approximately half.</p> <p>9 MR. DHALIWAL: I want to make sure. Do</p> <p>10 you look up the average, then you do the bill or just</p> <p>11 do the numbers?</p> <p>12 MR. MOYLE: No, there is a real formula</p> <p>13 here and the paperwork, you look at the prior use.</p> <p>14 If you have a leak, you're allowed up to four</p> <p>15 quarters.</p> <p>16 MR. DHALIWAL: You can look up how much</p> <p>17 I used, the average.</p> <p>18 MS. THAPA: He did the formula and your</p> <p>19 abatement is 1,083.</p> <p>20 MR. DHALIWAL: You look up already,</p> <p>21 right?</p> <p>22 MR. MOYLE: Oh, yeah, I looked it up.</p> <p>23 MR. DHALIWAL: Because when you say</p> <p>24 half, then maybe you --</p> <p>25 MR. MOYLE: It's around a half,</p>	16	<p>1 MR. DHALIWAL: Sorry I make the</p> <p>2 argument, but I want to make sure the right formula.</p> <p>3 It's not right, I believe.</p> <p>4 MR. MOYLE: Again, if I look at that</p> <p>5 quarter before when you had a minus 50 used.</p> <p>6 MR. DHALIWAL: You look up two other</p> <p>7 quarters.</p> <p>8 MR. MOYLE: It's four in a row,</p> <p>9 whatever they are. You can get paid for four in a</p> <p>10 row. It's not one that was here, one that was three</p> <p>11 quarters, one that was the next quarter and one</p> <p>12 that's four quarters after that.</p> <p>13 MR. DHALIWAL: You have the sheet of my</p> <p>14 bills?</p> <p>15 MR. SMITH: Let's do this at --</p> <p>16 MR. MOYLE: We can do that, that's</p> <p>17 true. We got to move on with the meeting.</p> <p>18 MR. SMITH: The problem, he's getting</p> <p>19 183 back.</p> <p>20 MR. WARD: A thousand.</p> <p>21 MR. SMITH: You're getting \$1,000 back.</p> <p>22 Do you understand that?</p> <p>23 MR. DHALIWAL: I understand, but I want</p> <p>24 to know how you got to the formula. You said only 50</p> <p>25 percent. I don't want the 50 percent. I want to do</p>
15	<p>1 usually, of what the leak is. Again, is it perfect?</p> <p>2 Sometimes it might be a little more, sometimes it's a</p> <p>3 little less. Of course if there is any penalty</p> <p>4 involved, when you pay the bill, you don't pay on</p> <p>5 time, the first one you get a hundred percent of that</p> <p>6 first penalty taken off. But then any other</p> <p>7 penalties, it's only 50 percent for the following</p> <p>8 quarters when you get penalized.</p> <p>9 MR. DHALIWAL: After you look up my</p> <p>10 penalties, three, \$400 average quarter, right? You</p> <p>11 have the sheet, the \$300, that comes to \$1,700, not</p> <p>12 1,000.</p> <p>13 MR. MOYLE: That last bill should have</p> <p>14 been around --</p> <p>15 MR. DHALIWAL: 21.</p> <p>16 MR. MOYLE: Absolutely.</p> <p>17 MR. DHALIWAL: And the average, \$300,</p> <p>18 \$400.</p> <p>19 MR. MOYLE: The quarter before couldn't</p> <p>20 have been anywhere near \$300 because you should have</p> <p>21 gotten, gee, I don't know, \$150 off, and if you're a</p> <p>22 five-eighths meter, but you have -- you should have</p> <p>23 had 100 credit that quarter, plus or minus. You</p> <p>24 should have had 100 credit on the quarter before,</p> <p>25 they did an estimate.</p>	17	<p>1 the last quarter we have to pay. That's the formula.</p> <p>2 That's what you're looking for the payment.</p> <p>3 Understand my question, everyone?</p> <p>4 MR. SMITH: What are you looking for?</p> <p>5 MR. MOYLE: How about you rescind this</p> <p>6 one? I'll go back and look at the four quarters, the</p> <p>7 last one being the seven-oh-four. I'll look at four</p> <p>8 quarters and then I'll recalculate this, the extra.</p> <p>9 MR. BOR: Is there a motion to rescind</p> <p>10 the approval of 8.c(3)?</p> <p>11 MR. MCGETTIGAN: Motion.</p> <p>12 MR. HILL: Second.</p> <p>13 MR. BOR: Mr. Lea?</p> <p>14 MR. LEA: Yes.</p> <p>15 MR. BOR: Colanzi?</p> <p>16 MR. COLANZI: Yes.</p> <p>17 MR. BOR: McGettigan?</p> <p>18 MR. MCGETTIGAN: Yes.</p> <p>19 MR. BOR: Hill?</p> <p>20 MR. HILL: Yes.</p> <p>21 MR. BOR: Smith?</p> <p>22 MR. SMITH: Yes.</p> <p>23 MR. BOR: Matter rescinded.</p> <p>24 MR. SMITH: We're going to recalculate,</p> <p>25 and talk to -- come see Mr. Moyle.</p>

<p style="text-align: center;">18</p> <p>1 MR. DHALIWAL: If he do the problem, I 2 trust him, understand. 3 MR. HILL: We'll see you again. 4 MR. DHALIWAL: I don't want to see you 5 again. 6 MR. MOYLE: You can come in next month 7 to do it again. 8 MR. DHALIWAL: No problem. Thank you. 9 Sorry about that, I take so much time. 10 MR. SMITH: No problem. 11 MR. MCGETTIGAN: That's all right. 12 MR. WARD: Executive Director. I would 13 like to start by placing on the record, that I want 14 to give my personal appreciation to our staff. Our 15 staff has, over the last perhaps two years, has been 16 under siege by press coverage and notices of the 17 Authority's position with respect to the City, and 18 people have had obvious concerns about their 19 employment. Yet our staff has come to work, endured 20 these strains and stresses. 21 I think the Board would know that now 22 that I'm in the third year, that we have not had one 23 single employee employment grievance that went to the 24 level of having a hearing officer. Prior to my 25 coming here, we were paying a hearing officer to</p>	<p style="text-align: center;">20</p> <p>1 MR. BOR: Colanzi? 2 MR. COLANZI: Yes. 3 MR. BOR: McGettigan? 4 MR. MCGETTIGAN: Yes. 5 MR. BOR: Hill? 6 MR. HILL: Yes. 7 MR. BOR: Smith? 8 MR. SMITH: Yes. 9 MR. BOR: Carries. 10 MR. WARD: The abatement is approved. 11 You will be receiving a check for the dollar amount. 12 MR. O'CONNOR: Will it come in the 13 mail? 14 MR. WARD: I think it will come in the 15 mail. If you wanted to come and pick it up, we would 16 save the postage. 17 MR. O'CONNOR: Thank you. You have my 18 address. 19 MR. WARD: That's where we send it. 20 MR. O'CONNOR: I don't live at 11 21 Chelsea Court; I'm in Pennsylvania, 1588 Meadow Lane. 22 MS. WILLIAMS: I have it. 23 MR. WARD: Should he pick the check up? 24 MS. THAPA: It will be next week. 25 MR. O'CONNOR: Or next month? Send it</p>
<p style="text-align: center;">19</p> <p>1 drive in from Delaware to hear cases of disputes 2 between employees and management. And I just wanted 3 to make certain that I place on the record my 4 appreciation for the staff's endurance over these 5 particular times. 6 Okay, going further. 7 MR. SMITH: Slow down. We have another 8 person. 9 MR. WARD: This is Patrick, okay, let's 10 move to 8.c(1). This would be an abatement for 11 Patrick O'Connor. Mr. O'Connor, good morning, sir. 12 MR. O'CONNOR: Good morning everyone. 13 MR. WARD: 8.c(1). 14 MR. BOR: 8.c(1). 15 MR. WARD: Thank you. Mr. O'Connor, at 16 11 Chelsea Court, experienced a miscellaneous water 17 leak and his abatement has been calculated at 18 \$1,202.64. This will be a first abatement. 19 Questions from the Board? 20 Sir, you have the leak repaired? 21 MR. O'CONNOR: Yes, sir. 22 MR. SMITH: Move it. 23 MR. MCGETTIGAN: Second. 24 MR. BOR: Mr. Lea? 25 MR. LEA: Yes.</p>	<p style="text-align: center;">21</p> <p>1 out. Thank you, very much, everybody. 2 MR. WARD: Enjoy. 3 Okay, the MBCA is giving its signature 4 annual signature awards gala. That would be November 5 the 1st at Caesars of Atlantic City. We have 6 generally had a table of ten with signage. At this 7 time can I have the names of members of the Board who 8 would be attending? 9 MS. BAILEY: When is it? 10 MR. WARD: November 1st. 11 MR. BOR: What day of the week, Gary? 12 MR. HILL: Tuesday. 13 MR. WARD: Mr. Cheatham, Ms. Bailey. 14 MR. WEBER: That's the big one. 15 MR. HILL: I promise not to put you 16 next to American Water. 17 MR. WARD: Mr. Colanzi? 18 MR. COLANZI: My wife won't make it. 19 MR. WARD: Mr. Lea? 20 MR. LEA: No. 21 MR. WARD: Tentative, John. Gary will 22 be running all around. Fred has attended before. 23 MR. BOR: I'll get back to you. 24 MR. WARD: Andy? 25 MR. WEBER: Yes.</p>

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<p>1 MR. WARD: We've got a start, and I'll</p> <p>2 fill up the table.</p> <p>3 MR. MCGETTIGAN: MBCA, November 1st.</p> <p>4 He's taking a roll call. Mr. Garth will be there.</p> <p>5 MR. WARD: Absolutely, Garth.</p> <p>6 MR. BOR: Last year spouses get paid by</p> <p>7 separate check. That's how we get -- we did it last</p> <p>8 year.</p> <p>9 MR. WARD: Yes. We have a press</p> <p>10 release that we sent out, Imagine a Day Without</p> <p>11 Water. We joined with a national effort in a</p> <p>12 campaign to raise awareness of the importance of</p> <p>13 water. I don't see any publication in the Press. I</p> <p>14 don't think they picked it up.</p> <p>15 MS. WILLIAMS: September 13th it should</p> <p>16 have been in there. I requested for that to go in.</p> <p>17 MR. WARD: I looked in the paper. I</p> <p>18 never saw it.</p> <p>19 MS. WILLIAMS: Really?</p> <p>20 MR. WARD: But I can understand that.</p> <p>21 MS. WILLIAMS: They sent me proof and</p> <p>22 everything.</p> <p>23 MR. WARD: The Press is limping along,</p> <p>24 as well as other print media in this changing time.</p> <p>25 MR. WEBER: There was only two or three</p>	<p>1 shut offs, they're getting outrageous with the casino</p> <p>2 accounts. Are we moving forward and collecting on</p> <p>3 any of them, before the shut off season ends?</p> <p>4 MR. MOYLE: Which one do you want shut</p> <p>5 off.</p> <p>6 MR. MCGETTIGAN: I don't really want</p> <p>7 any shut off. They're running in the thousands. Is</p> <p>8 that just normal, all of a sudden, like some of</p> <p>9 them --</p> <p>10 MS. THAPA: It includes the current</p> <p>11 bill, so you're probably looking at the current</p> <p>12 amount. So September billing is included, which is</p> <p>13 due October 4th or 5th, so at the end of -- before</p> <p>14 that, Jackie print -- do that report, so it includes</p> <p>15 the current bill still, so that's why.</p> <p>16 But City of Atlantic City do owe us</p> <p>17 400,000. So and we haven't heard. Usually we would</p> <p>18 pay in September the end of the probation that we</p> <p>19 have to give it to them. We haven't done that yet,</p> <p>20 so I don't know what we'll do with the balance and</p> <p>21 the amount we have to pay.</p> <p>22 MR. MCGETTIGAN: Trump Taj Mahal,</p> <p>23 they're out of bankruptcy?</p> <p>24 MS. THAPA: It's not going bankruptcy,</p> <p>25 is it?</p>
23	25
<p>1 MUAs that participated in South Jersey, which was --</p> <p>2 MR. WARD: I joined in that.</p> <p>3 MR. WEBER: I think that's a good</p> <p>4 thing, a good organization.</p> <p>5 MR. WARD: Okay. I want to report that</p> <p>6 three of our staff members are going to be taking the</p> <p>7 intro course to water and waste water. I was pleased</p> <p>8 that my effort to go around and encourage staff to</p> <p>9 take the training did produce some results. And I</p> <p>10 just got a call this morning from Ernie Gratz, the</p> <p>11 instructor, and we will have our course located at</p> <p>12 the plant.</p> <p>13 MR. HILL: Ernie needs to know how he</p> <p>14 can get his protocol straight to have that course at</p> <p>15 the plant.</p> <p>16 MR. MOYLE: That's easy. He writes me</p> <p>17 an e-mail. He knows how I operate. He worked here</p> <p>18 for seven years.</p> <p>19 MR. WARD: He called me this morning.</p> <p>20 That's all I have for Executive</p> <p>21 Director's report. We now have the personnel</p> <p>22 committee report, any questions, personnel committee</p> <p>23 minutes? Financial reports are attached, any</p> <p>24 questions, as well as shut off notices.</p> <p>25 MR. MCGETTIGAN: Just regarding the</p>	<p>1 MR. WARD: Trump Taj Mahal is still in</p> <p>2 bankruptcy and I'll talk about that further in Closed</p> <p>3 Session.</p> <p>4 MS. THAPA: They are a little bit</p> <p>5 behind, but they are paying the amount.</p> <p>6 MR. MCGETTIGAN: It looks like they're</p> <p>7 exploding.</p> <p>8 MR. WARD: One thing with the casinos,</p> <p>9 if we get into a situation, we can always put it on</p> <p>10 their taxes so it becomes a lien on their property.</p> <p>11 MR. MCGETTIGAN: Thank you.</p> <p>12 MR. WEBER: Which is earning 18 percent</p> <p>13 interest.</p> <p>14 MR. MCGETTIGAN: Good, if you can</p> <p>15 collect it.</p> <p>16 MR. HILL: All of the casinos, except</p> <p>17 the Taj, done very well this summer.</p> <p>18 MR. WEBER: It looks good on paper.</p> <p>19 MR. WARD: The engineering committee</p> <p>20 met and I would think that Mr. Smith will be able to</p> <p>21 incorporate the engineering committee meeting into</p> <p>22 his report, so we have Director's Forum now.</p> <p>23 Directors? If nothing, then let's go to Old</p> <p>24 Business, which would be 7.a, and Mr. Smith is going</p> <p>25 to discuss the general liability and public</p>

<p style="text-align: right;">26</p> <p>1 official's liability. Mr. Smith?</p> <p>2 MR. CLAUDE SMITH: Let me just for the</p> <p>3 record state what the full title of this particular</p> <p>4 RFP is. It a general liability excess umbrella,</p> <p>5 equipment breakdown, automobile, crime, property and</p> <p>6 public official liability insurance coverage. This</p> <p>7 particular RFP is also prepared by WEB Insurance, I'm</p> <p>8 sorry, WEB Insurance consultant. This is an annual</p> <p>9 RFP that we send out every year. It's not different</p> <p>10 from what we've done before and we're expecting to</p> <p>11 receive proposals back in November and November 8th</p> <p>12 of this year. Then that particular proposal will be</p> <p>13 reviewed by, of course, WEB Insurance, ourselves and</p> <p>14 then a decision will be brought to the Board for at</p> <p>15 least approval. So it's no different for what we've</p> <p>16 been doing for the last several years.</p> <p>17 MR. HILL: Why is this? Why are we</p> <p>18 doing Capehart and Scatchard?</p> <p>19 MR. BOR: You're jumping ahead.</p> <p>20 MR. HILL: This is just our regular</p> <p>21 process?</p> <p>22 MR. CLAUDE SMITH: This is our regular</p> <p>23 RFP for insurance. You kind of threw me for a loop</p> <p>24 there, Gary.</p> <p>25 MR. HILL: Sorry.</p>	<p style="text-align: right;">28</p> <p>1 meeting we had a discussion and Mr. Ward did propose</p> <p>2 using the fonts that Atlantic City uses as a</p> <p>3 historical font throughout the city. They have on it</p> <p>4 the public safety building.</p> <p>5 MS. BAILEY: Script?</p> <p>6 MR. HILL: I see what you're saying.</p> <p>7 MR. CLAUDE SMITH: The reason for the</p> <p>8 handout, we had several different renderings that we</p> <p>9 would like to look at and make a selection, so the</p> <p>10 idea was to bring this to the Board, let you -- and</p> <p>11 for us to be transparent and show you pretty much</p> <p>12 what we received back from the company in regards to</p> <p>13 what can be used up there.</p> <p>14 We did get a rendering initially. We</p> <p>15 did send it back and ask them to make some</p> <p>16 modifications, which they did. And we have five</p> <p>17 different renderings in front of you in color. Don't</p> <p>18 bother about the color. What you're looking at and I</p> <p>19 want you to pay attention is the fonts that's on the</p> <p>20 tank. I have it backwards, but that's for a</p> <p>21 particular reason. The first one is actually E-zero,</p> <p>22 then D-zero, C-zero, B-zero, and A-1. Take out A-1</p> <p>23 and E-zero because of the fact that we didn't really</p> <p>24 like that particular font to be up there. We wanted</p> <p>25 something, like I said, more in the line after the</p>
<p style="text-align: right;">27</p> <p>1 MR. CLAUDE SMITH: Like I said, it's no</p> <p>2 different from what we've done before, so I don't</p> <p>3 think anything should be that pertinent to raise any</p> <p>4 questions.</p> <p>5 MR. SMITH: Is your tank completed?</p> <p>6 MR. CLAUDE SMITH: No, our tank is not</p> <p>7 complete, but that's the next thing that we're going</p> <p>8 to. And before I go into -- before I go into an</p> <p>9 update on the tank, I brought some renderings, some</p> <p>10 are in color, probably share those. You can share</p> <p>11 that. Some are in color. The rest are in black and</p> <p>12 white.</p> <p>13 MR. SMITH: I saw these.</p> <p>14 MR. CLAUDE SMITH: In regards to the</p> <p>15 graphics that will be placed on the tank, this is</p> <p>16 pretty much what we're thinking of doing. Not</p> <p>17 thinking of doing, we are going to be doing this.</p> <p>18 MS. BAILEY: That's pretty.</p> <p>19 MR. MCGETTIGAN: Is that just one tank,</p> <p>20 one graphic?</p> <p>21 MR. CLAUDE SMITH: It's going to be two</p> <p>22 sides of the tank, same graphic on both sides of the</p> <p>23 tank.</p> <p>24 Now the reason for me bringing this</p> <p>25 here today is the fact that the last engineering</p>	<p style="text-align: right;">29</p> <p>1 historical font which is a script font for what the</p> <p>2 City of Atlantic City actually does. The first one</p> <p>3 is E-zero and the last one, which is A-1, so take</p> <p>4 those two out.</p> <p>5 MR. HILL: These are the two?</p> <p>6 MR. CLAUDE SMITH: D-zero, C-zero and</p> <p>7 we have B-zero. Now, if you look in the middle of</p> <p>8 the page at the bottom, you will see the description</p> <p>9 that I'm actually talking about in terms of the</p> <p>10 D-zero and so forth.</p> <p>11 Now the one that I kind of have a</p> <p>12 preference, and I'll throw my opinion in there, is</p> <p>13 the one that is actually the D-zero. That particular</p> <p>14 one looks pretty attractive. And the next one I also</p> <p>15 take out, the one that says C-zero. It has the same</p> <p>16 font for The Welcome To and also for Atlantic City.</p> <p>17 The Welcome To font I wasn't too fond of that</p> <p>18 particular font, so I decided to eliminate that one</p> <p>19 as well, too, okay. And now we're left with B-zero</p> <p>20 and D-zero, okay.</p> <p>21 MR. MCGETTIGAN: Bruce, are you</p> <p>22 instructing the exact script on the convention</p> <p>23 center?</p> <p>24 MR. CLAUDE SMITH: It's on the public</p> <p>25 safety building.</p>

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1 MR. WARD: It's on the website, City's
2 website. It's been used for the Welcome To Atlantic
3 City coming in the expressway. This is what we
4 started with. When they sent this, I say it's too
5 monochromatic, it's too harsh. We want the flavor of
6 the City. We're now here in a fun time. I'm happy
7 with any of the ones that have script.

8 MS. BAILEY: D-zero.

9 MR. HILL: D-zero.

10 MR. WARD: Which one is this?

11 MR. CLAUDE SMITH: That one. This is
12 the one.

13 MR. HILL: It's consistent.

14 MR. CLAUDE SMITH: That's the one I
15 also prefer too, that flavor as well.

16 MR. MCGETTIGAN: The first one, D-zero.

17 MR. CLAUDE SMITH: Okay. So we are
18 going to go with the D-zero, for transparency sake.
19 There is no surprise what we're putting up there.
20 That is the one we're going to select and put up
21 there.

22 MR. HILL: So when do we think about a
23 completion date?

24 MR. CLAUDE SMITH: In regards to the
25 update, I would say they're 90 to 95 percent

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1 complete. Interior is done, exterior is done.
2 They're doing some metal work on the inside, which
3 actually results on it being on the outside because
4 they can't do the metal work on the inside. They're
5 now going back and touching up those particular areas
6 that they repaired.

7 In regards what's left to be done, the
8 overflow pipe needs to be completed, pretty much our
9 hot box needs to be put in, the graphics needs to be
10 put up there as well, too. And some missing and
11 paving of the area around the tank needs to be done.
12 I will say they have at least, give or take, another
13 two weeks, at least another two weeks.

14 MR. SMITH: My only concern was cost
15 overrun.

16 MR. CLAUDE SMITH: We have no cost
17 overrun at this point in time.

18 MR. SMITH: This is good.

19 MR. CLAUDE SMITH: We have in the face
20 of liquidated damages because of the time completion
21 they have not met. So again, last time I came here,
22 I said some of the work that's being done is
23 considered to be extra because work -- because it's
24 not a part of the specifications and the project
25 itself. I'm hoping this particular project will

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1 actually be a wash in regards to the additional work
2 being done, because of the fact that we do have
3 liquidated damages calculated into it.

4 Once the complete work is done, then we
5 will have to discuss pretty much what the cost
6 overrun, if you want to call it cost overrun, will
7 be. I did ask the project manager for API to give us
8 some estimate of what the additional costs would be
9 for the metal work and so forth. I have not received
10 anything back, so work still continues.

11 MR. SMITH: That's what scares me.

12 MR. CLAUDE SMITH: I'm not -- well, I
13 guess you're -- I can see your reason for being
14 concerned, but at the same time it's work that needs
15 to be done, no matter what. And if we can use a
16 leverage of actually the liquidated damages that we
17 do have and will have in regards to getting to some
18 figure, therefore, we can probably have a wash on the
19 cost overrun. So I'm not necessarily overly
20 concerned.

21 MR. SMITH: I'm just asking you to stay
22 on top of it.

23 MR. CLAUDE SMITH: There is a few items
24 that were not used in the project that we do have
25 some monies left over, so I'm hoping with that and,

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1 like I said, with the liquidated damages, that will
2 be able to wash.

3 MR. WARD: We have to replace the
4 peregrine falcon nesting area. We work with the DEP
5 on that.

6 MR. CLAUDE SMITH: Yes, as a matter of
7 fact, the inspector that's on the job is working on
8 the nest right now. He's actually building the nest.

9 MS. BAILEY: He's building it?

10 MR. CLAUDE SMITH: Yes, we're going to
11 have that nest up soon. He's working on it, as we
12 speak. That should be replaced and up there in no
13 time.

14 MR. MCGETTIGAN: Is there a family up
15 there?

16 MR. CLAUDE SMITH: Not presently, but
17 there was a family up there. We displaced them.
18 There was a male and female that's circling. They've
19 been there for a number of years. They did not nest
20 there this year because of the fact that we did cut
21 off the access to the area that they were nesting in,
22 so we did put a nest on top of the roof, hoping they
23 would use that, but we have not seen them. But as
24 per the Department of Wildlife, we have to put
25 something back up there and that's what we're doing;

1 we're obliging what they're asking for.
 2 MR. SMITH: Thank you.
 3 MR. CLAUDE SMITH: Sixty inch water
 4 main support. That particular project, we did send
 5 out an RFP. We received several. Well, last meeting
 6 we did receive -- selected a contractor. The notice
 7 to proceed was actually sent out to that contractor
 8 sometime, I think last week or the week before, and
 9 we will be having our kickoff meeting or progress
 10 meeting sometime soon, so probably the next week or
 11 so we should have a meeting. As soon as we have that
 12 meeting, that project will start somewhat immediately
 13 after that, providing that our shop drawings and
 14 engineering reviews, all the shop drawings, and
 15 approve them.
 16 That's it, right? That's it. Thank
 17 you.
 18 MR. WARD: Okay.
 19 MR. HILL: Thank you.
 20 MR. WARD: Thank you, Claude.
 21 8.a is a resolution to amend and
 22 provide a change order for Capehart and Scatchard.
 23 Capehart and Scatchard were selected as our strategic
 24 counsel out of Trenton and Mount Laurel. We, at the
 25 February of this year date, were under the siege of a

1 state takeover, and all of the indicators appeared as
 2 though the state was coming, and we went to adopt a
 3 plan for a concessionaire agreement. That
 4 concessionaire agreement had to be completed and
 5 finalized with Acacia Financial Management and had to
 6 be submitted to the comptroller, the New Jersey state
 7 comptroller. That has been done.
 8 MR. SMITH: What have we spent thus
 9 far?
 10 MR. WARD: In excess of 42,000. We've
 11 spent 42 plus nine.
 12 MS. THAPA: So far we have paid 42,000.
 13 MR. WARD: 42,000.
 14 MR. SMITH: And the other amount, I
 15 thought we limited it to 30,000.
 16 MR. WARD: We started out, but again,
 17 and I think that general counsel would agree, that
 18 this has been an emergence of fighting for the
 19 survival of the Authority.
 20 MR. SMITH: I understand all that. I
 21 understand all that, but I'm saying, I want to limit
 22 on how much we're going to pay these lawyers out of
 23 Trenton. I don't want them to have carte blanche, is
 24 what I'm trying to say. And the way I see it, the
 25 way I read it is that we've already spent 40 some

1 thousand, and there is reason to believe you're going
 2 to spend another 30 and \$17,000.
 3 MR. WARD: At least, at least. And
 4 again, you know, I understand -- see, we are at a
 5 stage of trying to save the Authority. Now Ernst and
 6 Young billed us, all of our taxpayers a million and
 7 \$56,000.
 8 MR. SMITH: A million and a half.
 9 MR. WARD: We're not going to be
 10 anywhere near that.
 11 MR. SMITH: We're not going to spend
 12 that kind of money and I want to know what we're
 13 getting for the money we're spending. So far I don't
 14 have a clue what we're getting from these guys. All
 15 I see is vouchers to pay these people.
 16 MR. WARD: Let me go to that. The
 17 application that is now in the comptrollers, which
 18 number one, sets in motion that the state knows that
 19 we are serious. That's this document, and it's
 20 probably about 120 some pages total. I didn't make
 21 one for everybody, but I can certainly e-mail it to
 22 everyone. The other part of the application is
 23 exactly 139 pages. And that is the RFQ that is also
 24 within the state. So the state has that with the
 25 financials in it and the state has this. So I did

1 make this page, which is the table of contents, and
 2 again this is a 139 page paper, which was put
 3 together as a result of our meetings going in and out
 4 of Mount Laurel, answering e-mails, having numbers
 5 coming in from Anita and Acacia, looking at our
 6 audits. All of these things have come together to
 7 put the state on notice that we're very serious and
 8 it has cost \$42,000, no question about it, and these
 9 are attorneys that walk across the street on State
 10 Street in Trenton and walk into the governor's office
 11 to get us the kind of information and the kind of
 12 detail that we need to stay solvent.
 13 MR. WEBER: These reports are being
 14 used not just for the limited purpose of the initial
 15 contract. Because it's an evolving issue as to
 16 exactly what the future of the MUA is going to be,
 17 and we've all been reading about potentially other
 18 things occurring, the advantage about having these is
 19 that this information can be used for other purposes.
 20 So for example, if we end up let's say going out and
 21 bonding for certain things, the information that's
 22 supplied here is a basis for how we will then
 23 evaluate what size of a bond would be, what rates
 24 would look like in the future, so it's not as though
 25 it's being limited solely for this one purpose.

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1 MR. HILL: This is our ammunition.
 2 MR. WEBER: Yeah, which could be used
 3 for multiple purposes.
 4 MR. WARD: Now, I can make these
 5 available to Board members. I would hope you have an
 6 e-mail that I can e-mail because they are pretty
 7 lengthy, whoever wants copies of them? Gary?
 8 MR. HILL: Yes.
 9 MR. WEBER: There is some really good
 10 stuff in the sense Fred and I were involved in and it
 11 deals with where we are in terms of rates and how it
 12 effects where we go forward and all those kind of
 13 things, so there are going to be some decisions
 14 ultimately we have to make, based upon the reports in
 15 here.
 16 MR. BOR: Let me add a thing or two.
 17 When we started this whole project with special legal
 18 counsel, we were totally dissed by the City and by
 19 the state. We went for a long period of time where
 20 we couldn't get someone to answer a call to our
 21 Executive Director, and one of the things that we did
 22 by retaining this particular firm, and I know this
 23 senior partner since law school, he's -- well, he has
 24 access. Let's put it this way, Glenn Paulsen, he
 25 used to be commissioner of the motor vehicles early

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1 in his career and what we needed was at least one of
 2 the other parties, whether it's the state or the
 3 City, to see us as more than just a little pawn in
 4 anything that's going to happen in Atlantic City. We
 5 needed a firm to be able to go to Tim Cunningham or
 6 his brothers or even up as high as the Governor's
 7 office to say, By the way, there is something down
 8 there called the Utility Authority to try to work out
 9 a plan, whether it's the RFP or this one, one we're
 10 going to be talking about, and they have to be seen
 11 as a viable entity. And these lawyers got us to the
 12 place to say, Let's see what you got, as opposed to
 13 as a non-entity. So it's cost, money for access.
 14 Once the state saw we had the RFP, they saw the MUA
 15 is serious, whether they have to monetize either in
 16 an independent form or relationship in the outside,
 17 so without this law firm and this lobbyist, we
 18 wouldn't have any standing or, as some people put it,
 19 a seat at the table. We had no seat at any table.
 20 We had no access to anybody. We have it now. Now
 21 will it pay off in the end? The payoff that all of
 22 us want is to sit here for a year from now as an
 23 independent agency. And in my opinion, this group of
 24 lawyers is going a long way to help us. And it's
 25 going to continue. The work isn't done yet, but I

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1 think it's reached its peak, don't you, Bruce?
 2 I think there is not a lot more to do,
 3 but one of the things we might want to ask them to
 4 do, and I think the Board would be amenable, is at
 5 least see the invoice breakdown of what constitutes
 6 what they've done. That's fair enough. I think the
 7 amount they've spent has brought us a good return,
 8 but I have a hunch perhaps the Board would like to
 9 see the invoice of saying how they constituted the
 10 money.
 11 MR. SMITH: That's exactly what I want.
 12 Not that I'm saying, not that I'm saying that we're
 13 losing money or not paying money to be in the game,
 14 but we got a limited amount of money we can afford to
 15 spend. I mean, I realize we got a few dollars coming
 16 in from the signage or whatever we did with the
 17 towers when we got 380 some thousand dollars for
 18 towers that we're using to get telephones and what
 19 have you. I just don't want to spend that money
 20 halfheartedly and not meet our goal as saving the
 21 MUA. That's my main purpose.
 22 MR. BOR: I think an invoice, Mr.
 23 Chairman, at least the Board members will be able to
 24 see meeting with this, meeting with that, and be able
 25 to understand what --

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1 MR. SMITH: But the results, I got to
 2 see the results. I got to see the results. Meetings
 3 don't mean a hill of beans to me unless we get the
 4 results. That's all I'm saying. The rest of the
 5 Board members have a voice, speak on whatever you
 6 want to speak.
 7 MR. HILL: Well, the result is the
 8 report.
 9 MR. WARD: That's a good part. That's
 10 a good part stepping up to the state, with the
 11 state's protocol that you have to have this in the
 12 comptrollers office if you're ready to begin to
 13 define your own path, so we're there.
 14 MR. HILL: Who came up with the
 15 \$30,000? Is it just an arbitrary number?
 16 MS. THAPA: I came up with that and it
 17 is up to the billing, they're ability to bill us up
 18 to August. So that money ate up to August, so they
 19 are billing us monthly.
 20 MR. HILL: I see.
 21 MR. BOR: I think perhaps in Closed
 22 Session I believe we're going to have some
 23 conversation today about the latest developments and
 24 I think part of the latest developments, Andy Weber
 25 will be able to report, billed it separate, the

1 special counsel and what they're doing in Trenton.
 2 MR. WEBER: We can talk about the
 3 anticipated steps, which will answer the Chairman's
 4 question, anticipated steps because there is going to
 5 be different potential steps that will be taken.
 6 MR. HILL: Can we pull this for now and
 7 come back to it if we get more information in Closed
 8 Session?
 9 MR. CHEATHAM: I'm still old fashioned.
 10 I hear you gentlemen talking. I don't have no
 11 e-mail, don't want no e-mail. I still want to see a
 12 paper come to my house and I'd like to see some of
 13 the information pertaining to the lawyers and how
 14 they're doing. I know one thing, that we don't have
 15 armor on, we lose the battle, simple as that.
 16 MR. HILL: You're right.
 17 MR. CHEATHAM: Let me see some of this
 18 armor we're using.
 19 MS. THAPA: I do want to say something.
 20 With the tower, we know, Mr. Smith, we got 380,000
 21 which we did, actually 360,000 we did get. However,
 22 we have to look at this. It's a cash problem. We
 23 have no problem. That's our money. As far as
 24 recognizing the revenue, we can't recognize that 380
 25 this year. We have to defer it up to 55 years, so in

1 a way, we would expect revenue from the tower 30,000,
 2 so going forward, we to amortize that 360 by 55, so
 3 to me it's not a good deal, I think. But we next
 4 year, we can't expect 30,000, so we have to, unless
 5 they --
 6 MR. SMITH: What are we getting, 30,000
 7 a year?
 8 MS. THAPA: Yes, each year that's our
 9 revenue, so by calculating with that monthly, I will
 10 do the general for 2,300 or 2,400. Now you have to
 11 do the general entry, recognize the revenue for 500
 12 instead of 24, unless they get another client or
 13 tower. We are losing money on it.
 14 MR. SMITH: That 360,000 has to last
 15 for 55 years?
 16 MS. BAILEY: Spread out.
 17 MS. THAPA: Unless they get other
 18 revenue.
 19 MR. SMITH: But we get 30,000 a year,
 20 besides the 300?
 21 MS. THAPA: Now with the 500 times 12,
 22 so it's only 7,000 we have to recognize instead of
 23 30,000.
 24 MR. BOR: All right.
 25 MR. WARD: What would happen, if we

1 were dissolved in January, with the rest of that
 2 money since we could not amortize it over 30 years?
 3 MS. THAPA: That's how we have to
 4 calculate it.
 5 MR. WARD: General, I understand that
 6 there are accounting principles that are in the
 7 normal world, there are accounting principles in the
 8 normal world in terms of keeping books. We are well
 9 out of the normal world in terms of our survival as
 10 an Authority. I would certainly believe that an
 11 accounting adjustment can be created so that we are
 12 not in that kind of position where those dollars have
 13 to be spread out over and over because of a certain
 14 unforeseeable event that we are encountering right
 15 now.
 16 MR. SMITH: I'm inclined to agree with
 17 you on that, Bruce, because we have to utilize what
 18 we have. Instead of giving it to the state or
 19 whoever takes over, I kind of get that, but we still
 20 have to use that.
 21 MR. WARD: The auditors can figure that
 22 out.
 23 MR. HILL: Thank you.
 24 MR. SMITH: That's a little too deep
 25 for me. I don't have that much education.

1 MR. WARD: Since we're holding off on
 2 Capehart, why don't we hold off on Bill Layton?
 3 They're together.
 4 MS. THAPA: I do have a question. We
 5 do have a bill for that too, Bruce. They call for
 6 outstanding bills.
 7 MR. WARD: Why don't we wait right now
 8 because we're working with that?
 9 Let's go to 8.d(1) service to bids to
 10 well 19, resolution 8.d(1).
 11 MR. MCGETTIGAN: I'll make a motion.
 12 MR. SMITH: Second.
 13 MR. HILL: Are we doing the abatement
 14 first or doesn't matter?
 15 MR. WARD: We did everything.
 16 MR. HILL: The one guy didn't come in.
 17 MR. BOR: Chairman given a second to
 18 d(1), repairs to the well.
 19 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?

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1 MR. HILL: Yes.
 2 MR. BOR: Smith?
 3 MR. SMITH: Yes.
 4 MR. BOR: D(1).
 5 MR. WARD: 8.d(2), water meter boxes,
 6 rings and lids. That's resolution 8.d(2).
 7 MR. HILL: Motion to accept.
 8 MR. MCGETTIGAN: 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: 8.e(1), new service
 20 agreement for the Greenidge Funeral Homes.
 21 MR. SMITH: What's that in reference
 22 to? What are they doing?
 23 MS. BAILEY: Built a new building.
 24 MR. WARD: Right behind the funeral
 25 home.

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1 MR. SMITH: I've been by there.
 2 MR. WARD: A huge expansion, yeah.
 3 MR. SMITH: Move it.
 4 MR. MCGETTIGAN: 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. BOR: Carries.
 16 MR. WARD: Board's pleasure, you can do
 17 8.f(1) and (2) together. Those will be leave of
 18 absence, David Pham and Scott Haynes.
 19 MR. SMITH: Move them.
 20 MR. MCGETTIGAN: Second.
 21 MR. BOR: Mr. Lea?
 22 MR. LEA: Yes.
 23 MR. BOR: Colanzi?
 24 MR. COLANZI: Yes.
 25 MR. BOR: McGettigan?

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1 MR. MCGETTIGAN: Yes.
 2 MR. BOR: Hill?
 3 MR. HILL: Yes.
 4 MR. BOR: Smith?
 5 MR. SMITH: Yes.
 6 MR. BOR: F(1) and (2) carries.
 7 MR. WARD: And monthly bills, nine.
 8 MR. SMITH: Pay them.
 9 MR. MCGETTIGAN: Second.
 10 MR. BOR: Mr. Lea?
 11 MR. LEA: Yes.
 12 MR. BOR: Colanzi?
 13 MR. COLANZI: Yes.
 14 MR. BOR: McGettigan?
 15 MR. MCGETTIGAN: Yes.
 16 MR. BOR: Hill?
 17 MR. HILL: Yes.
 18 MR. BOR: Smith?
 19 MR. SMITH: Yes.
 20 MR. BOR: 9.a carries.
 21 MR. WARD: Just a small comment on
 22 bills. The state, and certainly Department of
 23 Environmental Protection, they are starting to change
 24 over from accepting checks for payment of fees.
 25 They're starting to require payment by credit card.

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1 And again, that's a whole trend in the industry, but
 2 it becomes difficult for us because we do not have an
 3 Authority credit card, so I had to go out, I think
 4 I'm out \$1,300 right now on my personal credit card
 5 and then having to be reimbursed. So I think what we
 6 might want to think about is giving some thought to
 7 establishing a relationship with our bank to get a
 8 secure credit card going forward. Because the state
 9 is going to continue to only way they can get paid is
 10 by a credit card, and that's kind of where we are
 11 right now.
 12 MR. SMITH: Work that out.
 13 MR. WARD: The state says you owe this
 14 fee for this license. However, you cannot -- they
 15 won't accept, you know, the invoice and so forth and
 16 so on. They won't accept a check. They only accept
 17 a credit card to pay the fee.
 18 MR. SMITH: That's very unusual.
 19 MR. LEA: To renew my license, I had to
 20 do that, to renew my license, the barber shop
 21 license.
 22 MR. WARD: Would not accept a check?
 23 MR. LEA: They won't take a check.
 24 MR. MOYLE: They took my check. You
 25 guys must be deadbeats. Moving on.

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1 MR. WARD: Break for Executive Session.
 2 MR. SMITH: Yes, take a ten-minute
 3 break.
 4 (Closed Session from
 5 11 a.m. to 11:55 a.m.)
 6 MR. WARD: We are back in Open Session.
 7 In Closed Session the Board approved or we have to
 8 vote on 8.a(1) and 8.b(1). Do you want to do those
 9 together?
 10 MR. BOR: Yes.
 11 MR. WARD: And we had discussion on
 12 these two resolutions that Executive Director will
 13 provide the Board with additional detail on billing,
 14 and also a projection for costs, legal costs and
 15 lobby costs going forward under certain scenarios
 16 that were discussed.
 17 MR. BOR: So the motion includes those
 18 two stipulations.
 19 MR. HILL: I was going to say I'll move
 20 it.
 21 MR. SMITH: Second.
 22 MR. BOR: Mr. Lea?
 23 MR. LEA: Yes.
 24 MR. BOR: Colanzi?
 25 MR. COLANZI: Yes.

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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. BOR: And the resolution on
 8 Tolbert.
 9 MR. WARD: Let's do Tolbert. That
 10 would be 8.a(4). The Board has approved a
 11 reinstatement, however, there will be a discussion
 12 with Mr. Tolbert as to how the \$3,800 debit that came
 13 out of his pension during his retirement may be
 14 resolved, and subsequent to that getting resolved
 15 with Mr. Tolbert, the Board would approve his coming
 16 back.
 17 MR. SMITH: 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?

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1 MR. HILL: Yes.
 2 MR. BOR: Smith?
 3 MR. SMITH: Yes.
 4 MR. BOR: You also need a resolution
 5 for bankruptcy counsel.
 6 MR. WARD: Yes. We need a resolution
 7 to --
 8 MR. BOR: Search.
 9 MR. WARD: -- undergo a search for
 10 bankruptcy counsel for the matter Trump Taj Mahal,
 11 Trump Plaza versus the Atlantic City Municipal
 12 Utility Authority and that was venued in Delaware.
 13 MR. SMITH: Move it.
 14 MR. MCGETTIGAN: 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: And the Board discussed the

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1 operation of working with the City in terms of the
 2 City's recovery and the Board was advised by general
 3 counsel that we are awaiting a term sheet from the
 4 City and there would be further information and
 5 further updates provided to the Board as to the
 6 prospect of this undertaking. And hearing nothing
 7 further, call for adjournment.
 8 MR. BOR: Mr. Chairman, is that your
 9 inclination to adjourn?
 10 MR. SMITH: Call for adjournment.
 11 MR. BOR: Hearing no objection.
 12 (The meeting adjourned at 12 p.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.

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