

TO: Lisa Duffner, Board Secretary
Atlantic County Utilities Authority

FROM: Honorable Dennis Levinson, Atlantic County Executive

RE: Minutes of Meeting – April 18, 2024

I. The Minutes of the above referenced meeting were submitted pursuant to N.J.S.A. 40:41A-37 et seq. on 4/19/2024,

- (a) by the end of the fifth business day following the meeting.
- (b) as soon as practicable following the meeting where emergency action has been taken.
- (c) beyond the statutory period for submission.

II. I hereby return the Minutes of the above referenced meeting to the Authority and to the Board of County Commissioners, on the date set forth above, which is

- (a) within ten days of delivery.
- (b) within twenty-four (24) hours of delivery where the action at the meeting was deemed by the Authority to be in response to an emergency situation.

III. The following action is taken on the Minutes:

- (a) Approved in all respects.
- (b) Vetoed in all respects. A written explanation of the reasons for the veto is attached.
- (c) Approved in part and vetoed in part.
The specific items which are vetoed and a written explanation of the reasons for the veto or vetoes is attached.


Dennis Levinson
Atlantic County Executive


James F. Ferguson, Esquire
Approved as to Form and Entry

Date: 4/19/2024

cc: Tara Silipena, Clerk to the Atlantic County Board of County Commissioners

ATTACHMENTS: Minutes
 Veto Message

ATLANTIC COUNTY UTILITIES AUTHORITY
April 18, 2024 – 3:00 PM
6700 Delilah Road, Egg Harbor Township, NJ

PRESENT FOR THE AUTHORITY

Marvin Embry	Chair
Fred Akers	Member
Andrew Berenato	Member - Zoom
Frank Formica	Member
Judy Ward	Member - Zoom
Maria Mento	Assistant Treasurer
Matthew DeNafo	President
Joseph Pantalone	Vice President Wastewater
Gary Conover	Vice President of Solid Waste
Linda Bazemore	Vice President of Administration & Finance/CFO/Acting Board Secretary
James Rocco	Vice President of Centralized Maintenance & Asset Management
Thomas Ganard	Chief Engineer
John Conover	Senior Engineer
Oren Thomas	Purchasing Manager
Brittany Poplawski	System Analyst
Lisa Duffner	Executive Assistant/Board Secretary
Sonia Chowdhury	Executive Assistant/Assistant Board Secretary

ALSO PRESENT

Keith Davis, Esq.	Nehmad, Davis & Goldstein
Stephanie E. Farrell, Esq.	Nehmad, Davis & Goldstein - Zoom
Kaitlynn Flynn	County Counsel - Zoom
Marlon Hargis	ACUA Laborer/Handler
James Bertino, Liaison	Atlantic County Board of Commissioners - absent

Chairman Embry called the meeting to order at 3:00 p.m. and announced that the notice of the 2023-2024 Meeting Schedule was mailed to the Atlantic City Press, The Daily Journal, The Clerk of Atlantic County, and The Clerk of The Atlantic County Board of Commissioners on February 16, 2024, in compliance with the Open Public Meetings Act, NJSA 10:4-6, *et seq.* and it was posted on the bulletin board of the Atlantic County Utilities Authority in the administration building and Notice of Live Streaming of this meeting was mailed to the Atlantic City Press, The Daily Journal, The Clerk of Atlantic County, and the Clerk of the Atlantic County Board of Commissioners on March 28, 2024, and both notices were posted on the bulletin board of the Atlantic County Utilities Authority in the administration building.

Flag Salute

Roll call was taken by Lisa Duffner, Board Secretary, which reflected a quorum was present.

Chairman Embry	present
Fred Akers	present
Andrew Berenato	present - Zoom
Frank Formica	present
Judy Ward	present - Zoom (participated beginning at 3:15 p.m.)
Laura Pfrommer	absent
Maria Mento	present

APPROVAL OF THE MINUTES OF THE BOARD MEETING ON MARCH 21, 2024 – voted on and approved by all members.

BOARD COMMITTEE REPORTS: None.

PUBLIC AND BOARD COMMENTS ON AGENDA ITEMS: None.

NEW BUSINESS: None.

OLD BUSINESS: None.

ALL RESOLUTIONS APPROVED.

RESOLUTION COMMENTS:

Resolution 24-4-108: Authorizing an agreement with Golden Nugget Atlantic City, LLC, for Inspection of Grease Recovery Units. Estimated revenue for the 2-year term, from May 1, 2024, to April 30, 2026, is \$8,600.00.

Explanation: The ACUA shall perform inspection of four (4) grease recovery units on a bi-weekly basis.

Resolution 24-4-109: Authorizing an agreement with Resorts Casino Hotel, for Inspection of Grease Recovery Units. Estimated revenue for the 2-year term, from May 1, 2024, to April 30, 2026, is \$15,300.00.

Explanation: The ACUA shall perform inspection of three (3) grease recovery units on a weekly basis.

Mrs. Ward asked if the only difference between Resolution 24-4-108 and Resolution 24-4-109 is the amount of time that the grease recovery units are inspected, with the Golden Nugget being done bi-weekly and Resorts being done weekly. Mr. DeNafo confirmed that this is correct.

Resolution 24-4-124: Authorizing payment of certain expenditures - \$10,725,338.56

Ms. Mento recused herself from the vote.

Mr. Formica abstained from the vote.

PUBLIC AND BOARD COMMENTS:

Chairman Embry addressed the Board. He stated that once-a-year the ACUA's Board of Commissioners is requested to complete a very important part of their responsibilities which is to complete and submit a Performance Evaluation Form for the Authority's President. He emphasized that this request should not be taken lightly as it is each Board Commissioner's responsibility and duty to not only complete the Performance Evaluation Form, but to do so in a timely manner.

Chairman Embry stated that the Performance Evaluation Form was first emailed out to each of the Authority's Board Commissioners on Thursday, March 7, 2024. The deadline date to complete and submit the form was Monday, March 25, 2024, in order to meet the contractual date of Monday, April 1,

2024. He said that the Board Commissioners had eighteen (18) days to complete and submit this form to the Authority's Human Resources Department. However, to date, only one-half of the eligible Board Commissioners submitted the form. (Mr. Formica is excluded since he has only served on the Authority's Board for one month.) Chairman Embry said that he realizes everyone is busy due to professional and personal matters. However, the Performance Evaluation Form only has 37 questions with 8 spaces for optional comments, and it is not a difficult assignment. There were only three Board Commissioners who submitted the evaluation, and Chairman Embry said this is not a complete evaluation. However, when six Board Commissioners submit a Performance Evaluation Form, it makes all the difference to the Authority and to President DeNafo.

Chairman Embry praised Mr. DeNafo for his leadership ability and that he is leading the Authority in a very professional manner and highly knowledgeable way. He went on to say that Mr. DeNafo gives 100% when he is working at the Authority, and he also gives 100% outside of the Authority.

If a Board Member has not yet submitted the Performance Evaluation Form, and they wish to do so by tomorrow (Friday, April 19, 2024), Chairman Embry said the evaluation will be accepted and included in the composite evaluation, which will then be given to the Authority's President Matthew DeNafo for his review.

Chairman Embry thanked everyone for participating in today's meeting and asked if there were any further questions or comments. Since there were none, the meeting was adjourned at 3:20 p.m.

Respectfully submitted,


Lisa Duffner, Board Secretary