

ATLANTIC COUNTY UTILITIES AUTHORITY
December 19, 2019– 3:00 PM
6700 Delilah Road, Egg Harbor Township, NJ

PRESENT FOR THE AUTHORITY

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| Marvin Embry | Chair |
| Peter Sarkos | Member |
| Fred Akers | Member |
| John Lyons | Member |
| Judy Ward | Member |
| Laura Pfrommer | Member |
| Richard Dovey | President |
| Brian Lefke | Senior Vice President Solid Waste & Authority Secretary |
| Joseph Pantalone | Vice President Wastewater |
| Linda Bazemore | Vice President of Adm. & Finance/CFO |
| Matthew DeNafo | Vice President of Centralized Maintenance & Asset Management |
| Thomas Ganard | Chief Engineer |
| Katherine Vesey | Dir. of Finance and Research & Dev. |
| Oren Thomas | Purchasing Manager |
| Patricia Keeper | Assistant Board Secretary |

ALSO PRESENT

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|-------------------------|------------------------------------|
| Salvatore Perillo, Esq. | Nehmad, Perillo, Davis & Goldstein |
| Inna Pokrovnichka, Esq. | Asst. County Counsel |
| Karen Winkler | CSR Associates |
| Tom Kavanaugh | Atlantic City Sewerage Company |

Chairman Embry called the meeting to order at 3:00 p.m. and announced that the notice of the 2019-2020 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 Chosen Freeholders on February 22, 2019 in compliance with the Open Public Meetings Act, N.J.S.A. 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 the December 19, 2019 Wastewater and Solid Waste Rate Hearings was mailed to the *Atlantic City Press*, *The Daily Journal*, The Clerk Of Atlantic County, and The Clerk of The Atlantic County Board of Chosen Freeholders on November 25, 2019 in Compliance with The Open Public Meetings Act, N.J.S.A. 10:4-6, *et seq.* and N.J.S.A. 40:14b-23, and these Notices were posted on the bulletin board of The Atlantic County Utilities Authority in the Administration Building.

Flag Salute

Roll call was taken by Brian Lefke which reflected a quorum was present.

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| Chairman Embry | present |
| Peter Sarkos | present |
| Fred Akers | present |
| Andrew Berenato | absent |
| John Lyons | present |
| Judy Ward | present |
| Laura Pfrommer | present |

APPROVAL OF THE MINUTES OF THE NOVEMBER 21, 2019 MEETING – voted on and approved by all members.

BOARD COMMITTEE REPORTS: None.

BOARD COMMENT: None

PUBLIC COMMENT: Tom Kavanaugh, President of the Atlantic City Sewerage Authority, thanked the Staff of the Authority for the fiscal responsibility shown in the past years and not increasing the rates, and understands that events occur which makes it necessary to increase the rates. He asked that next year the ACUA reconsiders how the billing is allocated during the course of the year because Atlantic City receives a large credit.

Mr. Dovey said that he and the staff already discussed this issue at the meetings with the municipalities.

NEW BUSINESS: None.

OLD BUSINESS: Mr. Dovey updated the Board on the status of the Millville Collections contract.

ALL RESOLUTIONS APPROVED.

RESOLUTION COMMENTS:

Resolution 19-12-299: Adopting Wastewater Rates, Fees and Charges.

Explanation: Rate hearing to set fees and charges effective January 1, 2020.

Linda Bazemore testified that the rate for the treatment of wastewater charged to the 14 participants of the system will increase from \$2,137.0542 to \$2,169.1100 per million gallons. This rate adjustment is reflective of an increase of 1.5%. Prior to this increase, the last rate increase was in 2014. The total amount to be billed to the 14 participants in 2020 is \$23,694,078. The amount billed to the participants in 2019 was \$23,343,919. As part of the calculation, total system flows will remain at 10,923 million gallons in 2020, as they were in 2019.

The Laboratory Fee Schedule for 2020 increased slightly. Rate changes within the schedule increased from 1.67% - 2.22%. All other advertised fees, rates and charges will remain unchanged.

The total Wastewater Budget for 2020 is \$28,614,354 which represents an increase of 1.66% as compared to the 2019 budget.

Resolution 19-12-300: Adopting Solid Waste Rates, Fees and Charges.

Explanation: Rate hearing to set fees and charges effective January 1, 2020.

Linda Bazemore testified that regarding the Solid Waste Division, the total budget for 2020 is \$39,636,329 which represents an increase of 3.47% as compared to the 2019 budget.

For the Solid Waste Division, the 2020 gate rates will be charged as follows:

Municipal Solid Waste gate rate will be \$69.00 per ton. This rate adjustment is reflective of an increase of 2.2%. Construction & demolition waste and painted wood will be \$90.00 per ton. This rate adjustment is reflective of an increase of 1.2%. Passenger vehicle tires will be \$325.00 per ton for 9 or more tires or \$5.70 per tire for 8 or less tires.

All other advertised fees, rates and charges remain unchanged.

Resolution 19-12-313: Authorizing an agreement between the Atlantic County Utilities Authority and Tropicana Atlantic City Corp. d/b/a Tropicana Atlantic City for Inspection Services.

Explanation: Annual revenue to the Authority is approximately \$5,047.00.

Mr. Sarkos abstained from voting on this resolution.

Resolution 19-12-329: Authorizing an Interlocal Agreement between the Atlantic County Utilities Authority and the Egg Harbor Township Municipal Utilities Authority for Maintenance and Inspection Services. Explanation: Renewal of agreement whereby the ACUA will perform pumping station maintenance and inspection services for the contract period January 1, 2020 to December 31, 2022. Annual revenue to the Authority is \$378,492.00.

Mrs. Pfrommer abstained from voting on this resolution.

Resolution 19-12-321: Authorizing a Shared Services Agreement between the Atlantic County Utilities Authority and the Township of Egg Harbor for Recycling Collection Services. Explanation: The ACUA will continue to perform Recycling Collection Services for up to 5 years. Annual revenue to the Authority is \$606,293.00

Mrs. Pfrommer abstained from voting on this resolution.

The meeting was adjourned at 3:45 p.m.

Respectfully submitted,



Brian Lefke
Board Secretary

TO: Brian G. Lefke, Secretary
Atlantic County Utilities Authority

FROM: Honorable Dennis Levinson, Atlantic County Executive

RE: Minutes of Meeting – December 19, 2019

I. The Minutes of the above referenced meeting were submitted pursuant to N.J.S.A 40:41A-37 et seq. on December 20, 2019.

- (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 Freeholders, 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:

cc: Sonya Harris, Clerk to the Board of Chosen Freeholders

ATTACHMENTS: Minutes
 Veto Message