

RESOLUTION #70-2023

RESOLUTION OF MARGATE CITY APPROVING THE SECOND JOINDER AGREEMENT ALLOWING THE CITY OF EGG HARBOR CITY TO WITHDRAW AS A PARTICIPANT AND INCLUDING NEW JERSEY-AMERICAN WATER COMPANY, INC. AS A NEW PARTICIPANT

WHEREAS, a Sewage Conveyance and Treatment Agreement dated as of September 1, 1973 (the "Original Agreement") was executed among the Atlantic County Utilities Authority (as successor to the Atlantic County Sewerage Authority), and other municipal entities and authorities, including Absecon City, Brigantine City, Linwood, the Borough of Longport, Margate City; the City of Northfield, Pleasantville, Ventnor City, the Egg Harbor Township Municipal Utilities Authority, Galloway Township (as successor to the Galloway Township Municipal Utilities Authority), the City of Somers Point (as successor to the Somers Point City Sewerage Authority), and the Atlantic City Sewerage Company (collectively, the "Original Participants"); and

WHEREAS, pursuant to the July 17, 1990 Joinder Agreement, Supplementing Sewage Conveyance and Treatment Agreement Dated as of September 1, 1973, by and between the Atlantic County Utilities Authority, the Original Participants, the Hamilton Township Municipal Utilities Authority, the Weymouth Township Municipal Utilities Authority, and the City of Egg Harbor City, the Hamilton Township Municipal Utilities Authority, the Weymouth Township Municipal Utilities Authority, and the City of Egg Harbor City were included as new participants under the Original Agreement; and

WHEREAS, the City of Egg Harbor City has entered into an agreement with New Jersey-American Water Company, Inc. for the sale of its public water and public sewer infrastructure, real property and related improvements; and

WHEREAS, the conveyance of the City of Egg Harbor City's sewer improvements necessitates the execution of a Second Joinder Agreement which will allow the City of Egg Harbor City to withdraw as a participant and permit New Jersey-American Water Company, Inc. to become a new participant under the Original Agreement, as amended; and

WHEREAS, by New Jersey-American Water Company, Inc. becoming a new participant pursuant to the Second Joinder Agreement, it will assume all of the rights and obligations and stand in place of the City of Egg Harbor City under the Original Agreement, as amended.

NOW, THEREFORE, be it resolved that the City of Margate City hereby approves of the Second Joinder Agreement Amending and Supplementing the Sewage Conveyance and Treatment Agreement dated as of September 1, 1973, as amended, a copy of which is annexed hereto as Exhibit "A".

BE IT FURTHER RESOLVED that Mayor Michael Becker is hereby authorized to execute the Second Joinder Agreement for and on behalf of City of Margate City.

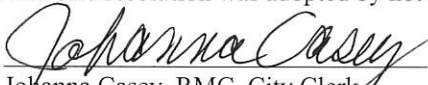
ROLL CALL:

NAME	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Becker			X			
Amodeo	X		X			
Blumberg		X	X			

DATE: March 2, 2023

CERTIFICATION

I, Johanna Casey, Clerk of Margate City, Atlantic County, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Commissioners of the City of Margate City at a meeting of said Commission held on March 2, 2023 and said resolution was adopted by not less than a two-thirds vote of the members of the Commission.


Johanna Casey, RMC, City Clerk