

RESOLUTION RE: RELEASE OF RETAINAGE TO WORTH & COMPANY, INC.
CONTRACT NO. PRC-101, PAULINS KILL BASIN WATER
RECLAMATION FACILITY PROJECT, BY THE SUSSEX
COUNTY MUNICIPAL UTILITIES AUTHORITY

WHEREAS, the Sussex County Municipal Utilities Authority, Owner and Worth & Company Inc., Contractor, entered into an Agreement, dated December 3, 2014 for construction of the Paulins Kill Basin Water Reclamation Facility; and


WHEREAS, the Contractor has completed the project in accordance with the contract specifications, requirements and documents; and

WHEREAS, the Contractor has provided his final Application and Certification for Payment, being satisfactory evidence for closeout; and

WHEREAS, the Consulting Engineer, the Authority's Chief Engineer and Upper Walkkill Superintendent have approved the contract closeout and the release of retainage.

NOW THEREFORE, BE IT RESOLVED, by the Sussex County Municipal Utilities Authority to authorize release of the final contract retainage in the amount of \$84,826.31 to Worth & Company, Inc.

Certified as a true copy of
The Resolution adopted by the
Authority at their Rescheduled
Meeting held on Wednesday, December 13, 2017.



Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZATION FOR CHAIRMAN TO ISSUE CERTIFICATES OF ESTIMATED CHARGES FOR FY2018, UPPER WALLKILL SYSTEM

WHEREAS, as per the requirements of N.J.S.A. 40:14B-1 et. seq., as well as the Sussex County Municipal Utilities Authority's Bond Resolutions and Service Agreements, it is necessary that the Authority develop each year, and issue to its participants of the Upper Wallkill System, an estimate of the amounts of the Annual Charges to become payable by each participant for sewage treatment services to be rendered by the SCMUA to each participant; and

WHEREAS, the Commissioners have adopted the Authority's FY2018 Schedule of Rates, Fees and Estimated Annual Sewage Treatment Charges, which contained calculations of the estimated FY2018 charges.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Sussex County Municipal Utilities Authority is hereby authorized to issue a certificate to each Upper Wallkill System participant, containing the estimated Annual Charges for FY2018, as contained in the Attachment hereto;

AND BE IT FURTHER RESOLVED that this resolution shall take effect upon its adoption.

Certified as a true copy of the
Resolution adopted by the Authority
at their Rescheduled Meeting held on
Wednesday, December 13, 2017.



Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZATION FOR CHAIRMAN TO ISSUE CERTIFICATE OF ESTIMATED CHARGES FOR FY2018, HAMPTON COMMONS SYSTEM

WHEREAS, as per the requirements of N.J.S.A. 40:14B-1 et. seq., as well as the Sussex County Municipal Utilities Authority's Service Agreement with the Hampton Commons Homeowners Association and the Township of Hampton regarding the Hampton Commons System, it is necessary that the Authority develop each year, and issue to the participants of the Hampton Commons System, an estimate of the amount of the Annual Charges to become payable by each participant for sewage treatment services to be rendered by SCMUA to each participant; and

WHEREAS, the Hampton Commons Homeowners' Association and the Township of Hampton are the participants in this system; and

WHEREAS, the Commissioners have adopted the Authority's FY2018 Schedule of Rates, Fees and Charges, which contained calculations of the estimated FY2018 charges for the Hampton Commons System.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Sussex County Municipal Utilities Authority is hereby authorized to issue a certificate, containing the estimated Annual Charges for FY2018 to the Hampton Commons Homeowners' Association and Township of Hampton:

AND BE IT FURTHER RESOLVED that this resolution shall take effect upon its adoption.

Certified as a true copy of the
Resolution adopted by the Authority
at their Rescheduled Meeting held on
Wednesday, December 13, 2017


Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZATION FOR CHAIRMAN TO ISSUE CERTIFICATE OF ESTIMATED CHARGES FOR FY2018, PAULINSKILL BASIN WATER RECLAMATION SYSTEM

WHEREAS, as per the requirements of N.J.S.A. 40:14B-1 et. seq., as well as the Sussex County Municipal Utilities Authority's Service Agreement with the Borough of Branchville and the Township of Frankford regarding the Paulinskill Basin Water Reclamation System, it is necessary that the Authority develop each year, and issue to the participants of the Paulinskill Basin Water Reclamation System, an estimate of the amount of the Annual Charges to become payable by each participant for sewage treatment services to be rendered by SCMUA to each participant; and

WHEREAS, the Borough of Branchville and the Township of Frankford are the participants in this system; and

WHEREAS, the Commissioners have adopted the Authority's FY2018 Schedule of Rates, Fees and Charges, which contained calculations of the estimated FY2018 charges for the Paulinskill Basin Water Reclamation System.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Sussex County Municipal Utilities Authority is hereby authorized to issue a certificate, containing the estimated Annual Charges for FY2018 to the Borough of Branchville and Township of Frankford;

AND BE IT FURTHER RESOLVED that this resolution shall take effect upon its adoption.

Certified as a true copy of the
Resolution adopted by the Authority
at their Rescheduled Meeting held on
Wednesday, December 13, 2017


Andrea Cocula, Secretary

RESOLUTION RE: APPROVAL AND ADOPTION OF CALCULATION OF ACTUAL ANNUAL CHARGES FOR SEWER SERVICE FOR FISCAL YEAR 2017 - UPPER WALLKILL SYSTEM

WHEREAS, per the requirements of the Sussex County Municipal Utilities Authority's Bond Resolution and Service Agreements, it is necessary that the Authority develop, and issue to its participants, prior to December 15 of each Fiscal Year, an estimate of the amounts of the Annual Charges to become payable by each participant for services to be rendered by SCMUA to each participant for sewage treatment services; and

WHEREAS, it is also required that subsequent to the completion of each Fiscal Year, a calculation of the amounts of the actual Annual Charge for the prior Fiscal Year must be carried out for each participant, and that a charge be requisitioned, based upon the difference between the estimated and actual charges; and

WHEREAS, the SCMUA Administrator has prepared a report entitled "Calculation of Actual Annual Charges for Sewage Treatment Services - Fiscal Year 2017", which calculates the Actual Charges to be payable by each participant for Fiscal Year 2017 a copy of which is attached hereto and shall be incorporated as part hereof; and

WHEREAS, the Commissioners have reviewed said report and concur with the development of Actual Annual Charges contained therein; and


WHEREAS, the Commissioners desire to approve and adopt said report and formally submit said Actual Annual Charges to each participant as per the terms of the Service Agreements.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority that the attached report entitled "Calculation of Actual Annual Charges for Sewage Treatment Services - Fiscal Year 2017" is hereby approved, and is adopted as the Authority's calculation of actual Annual Charges for Fiscal Year 2017.

AND BE IT FURTHER RESOLVED that the Chairman of the Sussex County Municipal Utilities Authority is hereby authorized to issue a certificate to each Upper Wallkill participant containing the amount of the credit or additional payment resulting from the calculation of the Actual Fiscal Year 2017 Annual Charges.

AND BE IT FURTHER RESOLVED that this Resolution shall take effect upon its adoption.

Certified as a true copy of the Resolution adopted
by the Authority at their Rescheduled Meeting held on
Wednesday, December 13, 2017


Andrea Cocula, Secretary

RESOLUTION RE: APPROVAL AND ADOPTION OF CALCULATION OF ACTUAL ANNUAL CHARGES FOR SEWER SERVICE FOR FISCAL YEAR 2017 – PAULINS KILL BASIN WATER RECLAMATION SYSTEM

WHEREAS, per the requirements of the Sussex County Municipal Utilities Authority's Bond Resolution and Service Agreements, it is necessary that the Authority develop, and issue to its participants, prior to December 15 of each Fiscal Year, an estimate of the amounts of the Annual Charges to become payable by each participant for services to be rendered by SCMUA to each participant for sewage treatment services; and

WHEREAS, it is also required that subsequent to the completion of each Fiscal Year, a calculation of the amounts of the actual Annual Charge for the prior Fiscal Year must be carried out for each participant, and that a charge be requisitioned, based upon the difference between the estimated and actual charges; and

WHEREAS, the SCMUA Administrator has prepared a report entitled "Calculation of Actual Annual Charges for Sewage Treatment Services - Fiscal Year 2017", which calculates the Actual Charges to be payable by each participant for Fiscal Year 2017 a copy of which is attached hereto and shall be incorporated as part hereof; and

WHEREAS, the Commissioners have reviewed said report and concur with the development of Actual Annual Charges contained therein; and

WHEREAS, the Commissioners desire to approve and adopt said report and formally submit said Actual Annual Charges to each participant as per the terms of the Service Agreements.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority that the attached report entitled "Calculation of Actual Annual Charges for Sewage Treatment Services - Fiscal Year 2017" is hereby approved, and is adopted as the Authority's calculation of actual Annual Charges for Fiscal Year 2017.

AND BE IT FURTHER RESOLVED that the Chairman of the Sussex County Municipal Utilities Authority is hereby authorized to issue a certificate to each Paulinskill System participant containing the amount of the credit or additional payment resulting from the calculation of the Actual Fiscal Year 2017 Annual Charges.

AND BE IT FURTHER RESOLVED that this Resolution shall take effect upon its adoption.

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by the Authority at their Rescheduled Meeting held on
Wednesday, December 13, 2017



Andrea Cocula, Secretary

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, this Authority is authorized, pursuant to N.J.S.A. 10:4-12 to exclude the public from that portion of this meeting for purposes of discussing specific matters as permitted by N.J.S.A. 10:4-12; and,

WHEREAS, this Authority intends to discuss certain matters which are deemed confidential pursuant to N.J.S.A. 10:4-12, in Executive Session:

WHEREAS, at this time the Authority cannot determine the time when the discussion to be held in Executive Session will be made public, but will disclose the minutes of the Executive Session when the need for confidentiality no longer exists.

NOW, THEREFORE, be it resolved by the Sussex County Municipal Utilities Authority that this meeting shall be adjourned to an Executive Session (closed session) and the public will be excluded in order that the Authority may discuss the items listed below, and upon reconvening this public meeting the Chairman will announce, if possible, the time when and the circumstances under which the discussion conducted in Executive Session will be disclosed to the public. This resolution is authorized and allowed by and pursuant to N.J.S.A. 10:4-13.

(1) Any matter which, by express provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of subsection a. of this section.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(2) Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any

individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(4) Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(5) Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(6) Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(7) Any pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein in which the public body is, or may become a party.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

Lomasson Property Acquisition

Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.


The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

(9) Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

NOW, THEREFORE, be it further resolved by the Sussex County Municipal Utilities Authority that pursuant to N.J.S.A. 10:4-13(b) the time when and the circumstances under which the discussion conducted in closed session of the public body can be disclosed to the public is when the need for confidentiality no longer exists.

Certified as a true copy of the
Resolution adopted by the Authority
at their Rescheduled Authority Meeting held
on Wednesday, December 13, 2017.



Andrea Cocula, Secretary

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