

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):

Contract #444 Landfill Life Extension Project

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):

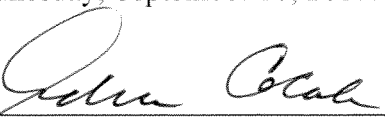
Personnel Items

(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 Regular Authority Meeting held
on Wednesday, September 20, 2017.


Andrea Cocula, Secretary

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RESOLUTION RE: AUTHORIZING EXECUTION OF A GRANT AGREEMENT BETWEEN SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY / WALLKILL RIVER WATERSHED MANAGEMENT GROUP AND THE NATIONAL FISH AND WILDLIFE FOUNDATION FOR WORK ASSOCIATED WITH BUILDING AWARENESS OF GREEN INFRASTRUCTURE IN THE UPPER PAULINS KILL WATERSHED

WHEREAS, the Sussex County Municipal Utilities Authority - Wallkill River Watershed Management Group (SCMUA / WRWMG) has a grant agreement from the New Jersey Department of Environmental Protection (NJDEP) to implement the Upper Paulins Kill Watershed Restoration Plan; and

WHEREAS, since April 2013 the SCMUA / WRWMG has been an active partner with The Nature Conservancy (TNC) and many other organizations in a watershed planning initiative sponsored by The William Penn Foundation for the Delaware River Watershed, and specifically the New Jersey Highlands sub-watershed Cluster; and

WHEREAS, the SCMUA / WRWMG's Upper Paulins Kill Watershed project area is situated within the delineated boundary for the New Jersey Highlands sub-watershed Cluster; and

WHEREAS, since May 2014, the SCMUA / WRWMG has been engaged in multiple sub-award grant agreements with The Nature Conservancy and received funding from the William Penn Foundation and the National Fish and Wildlife Foundation (NFWF) to assist with specific watershed restoration and stewardship projects in the Upper Paulins Kill Watershed; and

WHEREAS, in fall 2016, the SCMUA / WRWMG successfully partnered with Rutgers Cooperative Extension Water Resources Program (Rutgers) and many other conservation partners, and local community members to construct a stormwater management rain garden at Marian E. McKeown Elementary School in Hampton Township; and

WHEREAS the success of this project prompted the SCMUA/WRWMG to prepare and submit a grant proposal to NFWF for as part of the 2017 Delaware River Restoration Fund seeking additional funding to sponsor more green infrastructure projects in the Upper Paulins Kill Watershed; and

WHEREAS the SCMUA / WRWMG prepared the proposal in direct partnership with Rutgers, and with strong partnership support from many other partners including NJDEP, TNC, New Jersey Future, Marian E. McKeown Elementary School, Hampton Township, and the Town of Newton, to sponsor the development and implementation of "Green Infrastructure" stormwater management projects in the Paulins Kill Watershed; and

WHEREAS, the SCMUA / WRWMG's proposal has recently been selected by NFWF as one of 13 grants across the Delaware River Watershed to be awarded funding for 2017; and

WHEREAS, NJDEP supports the SCMUA / WRWMG's involvement in the watershed initiative and corresponding restoration projects being sponsored by The William Penn Foundation and the National Fish and Wildlife Foundation and recognizes the value and importance of leveraging resources and available funding to further ongoing watershed improvement projects in the Upper Paulins Kill Watershed; and

WHEREAS, the new grant agreement from NFWF will be for a two year period starting on June 1, 2017 and expiring on May 31, 2019 in a grant amount not to exceed \$177,554.57; and

WHEREAS, the Commissioners of the SCMUA desires to further the public good by authorizing this grant agreement from NFWF; and

WHEREAS, the governing body authorizes that John Hatzelis, SCMUA Administrator and Nathaniel Sajdak, Watershed Director, or the successor to either office, to execute this grant agreement with NFWF and to execute any amendments thereto which do not increase the Grantee's obligations; and

WHEREAS, the Grantee agrees to comply with all applicable federal, State and municipal laws, rules, and regulations in its performance pursuant to the agreement.

THEREFORE, BE IT RESOLVED, that the SCMUA Board of Commissioners authorizes the SCMUA / WRWMG to enter into this grant agreement with NFWF.

Certified as a true copy of the Resolution
adopted by the Authority at their Regular
Meeting held on Wednesday, September 20, 2017.



Andrea Cocula, Secretary

2018 AUTHORITY BUDGET RESOLUTION

SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA)

FISCAL YEAR: FROM: DECEMBER 1, 2017 TO: NOVEMBER 30, 2018

WHEREAS, the Annual Budget and Capital Budget for the Sussex County MUA for the fiscal year beginning December 1, 2017 and ending, November 30, 2018 has been presented before the governing body of the Sussex County MUA at its open public meeting of September 20, 2017; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$18,480,100, Total Appropriations, including any Accumulated Deficit if any, of \$18,487,100 and Total Unrestricted Net Position utilized of \$7,000; and

WHEREAS, the Capital Budget as introduced reflects total Capital Appropriations of \$7,845,000 and Total Unrestricted Net Position planned to be utilized as funding thereof, of \$0; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

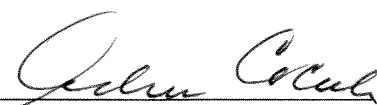
WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the SCMUA, at an open public meeting held on September 20, 2017 that the Annual Budget, including all related schedules, and Capital Budget/Program of the SCMUA for the fiscal year beginning, December 1, 2017 and ending, November 30, 2018 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the SCMUA will consider the Annual Budget and Capital Budget/Program for adoption on November 29, 2017.

Certified as a true copy of the Resolution adopted by the Authority at their Regular Meeting held on Wednesday, September 20, 2017.


Andrea Cocula, Secretary

Governing Body
T. Madsen
J. Drake
D. Perez
W. Dietz
A. Cocula
K. Meyer
R. Petillo

Recorded Vote			
Aye	Nay	Abstain	Absen
X			
X			
X			
			X
X			
			X
X			