

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):

Solid Waste Enforcement Agreement; FMI Property Tenant

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):

Weighmaster Position

(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 Meeting held on Wednesday, April 15, 2015.



Andrea Cocula, Secretary

C:\Documents and Settings\TKronski\Desktop\CLOSED SESS RESOL.DOC

RESOLUTION RE: APPROVAL OF TWA APPLICATION FOR THE CONSTRUCTION OF A SANITARY SEWER EXTENSION TO SERVE THE MILL RACE VILLAGE PROJECT IN SPARTA TOWNSHIP, NEW JERSEY

WHEREAS, Applicant/Owner Main and Glenn Associates, LLC has submitted to the Sussex County Municipal Utilities Authority (SCMUA) an application for the approval of construction of a sewer extension in Sparta Township (Block 13.10, Lots 17 and 29, and Block 13.13, Lot 21), along with the necessary plans and specifications; and

WHEREAS, the wastewater generated by the commercial units will be conveyed via gravity piping to the existing Sparta Township municipal sewer system in Glenn Road for subsequent conveyance to the SCMUA's Upper Walkkill Valley Water Pollution Control Facility; and

WHEREAS, the construction plans and specifications for this project have been reviewed by and are acceptable to the Sussex County Municipal Utilities Authority; and

WHEREAS, the wastewater generated by this proposed project consists of 10 structures containing 54 new residential townhouse units, with three 3-bedroom units, fifty one 2-bedroom units, and one 1-bedroom unit, with a total proposed flow of 12,525 gpd; and

WHEREAS, the total Equivalent Dwelling Units (EDUs) as calculated for purposes of SCMUA Connection Fee is 44.25 EDU's; and

WHEREAS, the above project has received the prior approval and endorsement of Sparta Township; and

WHEREAS, the above project requires the necessary approval and endorsement of the SCMUA for NJDEP Treatment Works Approval; and


WHEREAS, the appropriate SCMUA review fee has been paid by the applicant.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Sussex County Municipal Utilities Authority that:

1. The application for a TWA permit for the construction of the referenced project and associated plans and specifications are conditionally approved by the SCMUA, subject to satisfactory resolution of the following item:
 - a. Completion of technical review/approval.

2. In accordance with the Authority's Rules and Regulations, connection fee payment(s) to the SCMUA shall be made prior to the connection of the new buildings to the Sewer System, at the then prevailing Connection Fee Rate.
3. The SCMUA hereby endorses the subject application, and the SCMUA's Administrator is hereby authorized and directed to sign the Endorsement Form WQM-003 for the referenced application for NJDEP Treatment Works Approval, as conditioned upon items 1.a, above.
4. This standard language Resolution shall take effect in accordance with applicable law and NJ Statutes.
5. A certified copy of this resolution shall be forwarded to the project Applicant/Owner Main Glenn Associates, LLC, Sparta Township and NJDEP.

Certified as a true copy of the Resolution
Adopted by the Authority at their Regular
Meeting held on April 15, 2015.



Andrea Cocula, Secretary

RESOLUTION RE: ENABLING RESOLUTION AUTHORIZING THE FILING OF A SPENDING PLAN FOR A 2014 RECYCLING ENHANCEMENT ACT TAX FUND ENTITLEMENT PURSUANT TO P.L. 2007 C.113 ET SEQ. HEREINAFTER, THE ACT

WHEREAS, P.L. 2007, c.311 et seq. provides for the awarding of Recycling Enhancement Tax entitlements by the Department of Environmental Protection to designated solid waste management districts to assist them in the preparation, revision and implementation of comprehensive solid waste management and recycling plans; and

WHEREAS, the Sussex County Municipal Utilities Authority, desires such financial assistance to fulfill its responsibilities under the Solid Waste Management Act and the Recycling Enhancement Act; and

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority:

1. That the Spending Plan be submitted to the Solid and Hazardous Waste Management Program for a 2014 Recycling Enhancement Act Tax Entitlement in the amount of \$114,000.00.
2. That the Administrator and the Solid Waste Superintendent of the Sussex County Municipal Utilities Authority are hereby authorized and directed to execute and file such Spending Plan with the Department of Environmental Protection, to provide additional information and furnish such documents as may be required; to execute such contracts as are required; and to act as the authorized correspondent of the Sussex County Municipal Utilities Authority in this matter.
3. That the Sussex County Municipal Utilities Authority was designated by the Sussex County Board of Chosen Freeholders as the implementing agency to perform the Recycling Enhancement Tax Entitlement on October 9, 1990.
4. That the Sussex County Municipal Utilities Authority does hereby hold the State of New Jersey and its departments and agencies harmless from any damages, losses and claims which may arise directly or indirectly from the execution of the Entitlement.
5. That the Sussex County Municipal Utilities Authority hereby accepts the terms and conditions set forth in the Act and the guidelines promulgated under it.

Certified as a true copy of the Resolution adopted by the Authority at their Meeting held on Wednesday, April 15, 2015.



Andrea Cocula, Secretary