

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):

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(8) 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):

(9) 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):

(10) 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, May 18, 2022.



Andrea Cocula, Secretary

RESOLUTION RE: AMENDING THE SCMUA'S FY2022 PAULINSKILL WATER BASIN RECLAMATION FACILITY BUDGET

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) introduced and subsequently adopted its FY2022 Budget on November 24, 2021; and

WHEREAS, due to project status and revised program priorities, the SCMUA has determined it is necessary and proper to amend the Paulinskill Water Basin Reclamation Facility Operating Budget to reallocate certain Capital Outlay expenditures (no increase in overall budget amount); and


WHEREAS, N.J.A.C. 5:31 – 2.8 provides that all budget amendments shall be approved by resolution.

THEREFORE, BE IT RESOLVED, that the adopted FY2022 SCMUA Paulinskill Water Basin Reclamation Facility Budget ending November 30, 2022 be amended as follows:

<u>Expenses</u>	<u>From</u>	<u>To</u>
Capital Outlay		
PK3601 – Fire Alarm Upgrades	\$15,000	\$ 6,500
PK3602 – Grinder Components	\$-0-	\$ 8,500
Total	\$15,000	\$15,000

BE IT FURTHER RESOLVED, that two copies of this resolution shall be filed with the Director of the Division of Local Governmental Services.

Certified as a true copy of the Resolution adopted by the Authority At their Regular Authority Meeting Held on Wednesday, May 18, 2022.


Andrea Cocula, Secretary

Date: May 18, 2022

Approved _____, 2022

	<u>Recorded Vote</u>			
	Aye	Nay	Abstain	Absent
K. Meyer	x			
J. Drake				x
R. Petillo	x			
T. Madsen	x			
A. Cocula	x			
W. Dietz	x			
J. Wesley	x			
J. Finkeldie	x			
R. Dabinett	x			

Director, Division of Local Governmental Services

RESOLUTION RE: AWARD OF SCMUA CONTRACT #22-12 TO ATLANTIC SCALE COMPANY, INC. FOR ONE (1) NEW CONCRETE DECK MOTOR TRUCK SCALE

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) desires to replace existing truck scale with new Concrete Deck Motor Truck Scale for its Solid Waste Facility Operations; and

WHEREAS, the SCMUA has advertised for bids for Contract No. 22-12 on April 26, 2022 in the New Jersey Herald for furnishing and installation of one (1) New Concrete Deck Motor Truck Scale for the Authority's Solid Waste Facility in Lafayette, New Jersey; and

WHEREAS, sealed bids therefore were received and opened by the Authority on May 11, 2022 at 1:00 p.m. after notice and solicitation in accordance with the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-1, et.seq.); and

WHEREAS, the low bidder for Contract 22-12 is determined to be Atlantic Scale Company of Nutley, NJ with a Total Bid Price (Item 1A and Item 1B) of \$97,775.00; and

WHEREAS, SCMUA staff reviewed said bid package and determined it to be in conformance with the contract documents and bi specifications; and

WHEREAS, the Treasurer has certified that there are existing sufficient funds for this contract award.

NOW, THEREFORE, BE IT RESOLVED that SCMUA Executive Director and Staff are authorized to execute Contract #22-12 Agreement for one (1) Concrete Deck Motor Scale with Atlantic Scale Company, Inc. for a total cost of \$97,775.00.

BE IT FURTHER RESOLVED that this resolution shall take effect in accordance with N.J.S.A. 40:14B-14(e).

Certified as a true copy of the Resolution
adopted by the Authority at their Regular
Meeting held on Wednesday, May 18, 2022.


Andrea Cocula, Secretary