

RESOLUTION RE: AWARD OF CONTRACT NO. 18-11 TO TULLY ENVIRONMENTAL, INC. FOR ANNUAL SLUDGE CAKE HAULING AND DISPOSAL

WHEREAS, on October 13, 2017 in The New Jersey Herald the Notice to Bidders was published for Contract No. 18-11 for Sludge Cake Hauling and Disposal, with Bids being received and publicly opened on October 26, 2017; and

WHEREAS, Tully Environmental, Inc. was the apparent low bidder for Contract No. 18-11; and

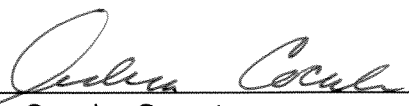
WHEREAS, Staff and Attorney reviews determined that Tully Environmental, Inc. of Flushing, N.Y. submitted a bid in conformance with the specifications and submitted the lowest responsible and responsive bid; and

WHEREAS, the bid price has been reviewed and Bid Item 1b is determined to be in the best interests of the SCMUA for Sludge Cake Hauling and Disposal: Two Year Contract @ \$111/ton (haul & disposal). Not-to-exceed \$888,000 for both years; and

WHEREAS, the SCMUA's Treasurer has certified sufficient funds are available for the contract award.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority's Board of Commissioners that the bid for Contract No. 18-11 (2-year term) is hereby awarded to Tully Environmental, Inc. of Flushing, N.Y., according to the price stated within their Bid Proposal.

Certified as a true copy of the Resolution
Adopted by the Authority at their Regular
Meeting held on November 29, 2017.



Andrea Cocula, Secretary

RESOLUTION RE: ENABLING RESOLUTION AUTHORIZING THE FILING OF A SPENDING PLAN FOR A 2016 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 2016 Recycling Enhancement Act Tax Entitlement in the amount of \$143,320.00.
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, November 29, 2017.



Andrea Cocula, Secretary

RESOLUTION RE: SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY
AUTHORIZING THE EXECUTION OF AN EXTENSION OF A
SHARED SERVICES AGREEMENT WITH THE TOWNSHIP
OF HARDYSTON FOR THE PROVISION OF DESIGNATED
CLASS A FIBER RECYCLABLE MATERIAL HANDLING
AND MARKETING WITH PROFIT SHARING

WHEREAS, the Sussex County Municipal Utilities Authority (hereinafter "SCMUA"), among other things, operates a recycling program within Sussex County as provided in the Sussex County District Solid Waste Management Plan; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1, et. seq.) (hereinafter, "the Act") provides that local units of government may enter into a contract to provide or receive any service that either local unit participating in the Agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating units (N.J.S.A. 40A:65-4); and

WHEREAS, the SCMUA and Township of Hardyston entered into a Shared Services Agreement on September 1, 2010 for the performing of designated Class A Fiber recyclable material handling and marketing with profit sharing; and


WHEREAS, the Shared Services Agreement provides for annual extension(s) upon agreement by both parties; and

WHEREAS, Hardyston Township has, by resolution dated November 8, 2017, indicated their interest in extending the Shared Services Agreement; and

WHEREAS, the Board of Commissioners are agreeable to extending the Shared Services Agreement to August 31, 2018.

NOW THEREFORE, BE IT RESOLVED, by the Sussex County Municipal Utilities Authority, in the County of Sussex, and State of New Jersey to extend the Shared Services Agreement until August 31, 2018.

Certified as a true copy of the Resolution
adopted by the Authority at their Regular
Meeting held on Wednesday, November 29, 2017.



Andrea Cocula, Secretary

2018 AUTHORITY AMENDED 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 had been presented before the governing body of the Sussex County MUA at its open public meeting of September 20, 2017; and

WHEREAS, the September 20, 2017 Budget Resolution considered and approved by the Commissioners contained incorrect figures for Total Revenues, Appropriations and Unrestricted Net Position Utilized; and

WHEREAS, the Annual Budget is now amended to reflect Total Revenues of \$18,512,600, Total Appropriations, including any Accumulated Deficit if any, of \$18,519,600 and Total Unrestricted Net Position utilized of \$7,000; and

WHEREAS, the Capital Budget as originally 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 November 29, 2017 that the Amended 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 after approval by the Division of Local Government Services.

Certified as a true copy of the Resolution adopted by the Authority at their Regular Meeting held on Wednesday, November 29, 2017.


Andrea Cocula, Secretary

<u>Governing Body</u>	<u>Recorded Vote</u>			
	Aye	Nay	Abstain	Absent
R. Petillo	X			
T. Madsen	X			
W. Dietz	X			
A. Cocula	X			
K. Meyer	X			
J. Drake	X			
D. Perez	X			

2018 ADOPTED BUDGET RESOLUTION

SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY

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

WHEREAS, the Annual Budget and Capital Budget/Program for the SCMUA for the fiscal year beginning December 1, 2017 and ending, November 30, 2018 has been presented for adoption before the governing body of the SCMUA at its open public meeting of November 29, 2017; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and


WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$18,512,600, Total Appropriations, including any Accumulated Deficit, if any, of \$18,519,600 and Total Unrestricted Net Position utilized of \$7,000; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$7,845,000 and Total Unrestricted Net Position planned to be utilized of \$0; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of the SCMUA, at an open public meeting held on November 29, 2017 that the Annual Budget and Capital Budget/Program of the SCMUA for the fiscal year beginning, December 1, 2017 and, ending, November 30, 2018 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

Certified as a true copy of the Resolution adopted by the Authority at their Regular Meeting held on Wednesday, November 29, 2017.


Andrea Cocula, Secretary

Governing Body	Recorded Vote			
	Aye	Nay	Abstain	Absent
R. Petillo	X			
D. Perez	X			
T. Madsen	X			
W. Dietz	X			
A. Cocula	X			
K. Meyer	X			
J. Drake	X			

RESOLUTION RE: ADOPTION OF SUSSEX COUNTY MUNICIPAL UTILITIES
AUTHORITY'S SCHEDULE OF RATES, FEES AND CHARGES
FOR FY2018

WHEREAS, N.J.S.A. 40:14B-1 Et. Seq. requires that every Authority shall prescribe and, from time to time when necessary, revise a schedule of all its service charges; and

WHEREAS, said Schedule of Rates, Fees and Charges ("Schedule") may be revised after holding a public hearing on the proposed revisions, which shall be held by the Authority at least 20 days after notice of the proposed revision is given in accordance with law; and

WHEREAS, the notice of proposed revision of the SCMUA Rates and Fees Schedule was published on September 29, 2017 in the New Jersey Herald and September 28, 2017 in the Daily Record; and

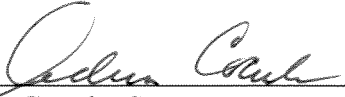
WHEREAS, the Authority intends to revise its Schedule, has provided proper notice in accordance with law, and has held a public hearing thereon; and

WHEREAS, a public hearing was held on the proposed rates on November 1, 2017 at which time public comment was provided for with respect thereto; and

WHEREAS, after review and consideration of the public comment as well as the report and recommendations of the Authority's staff, the Commissioners have determined that the proposed adjustments to the Authority's rates are necessary and reasonable.

NOW, THEREFORE, BE IT RESOLVED that the attached "Sussex County Municipal Utilities Authority's Adopted FY2018 Schedule of Rates, Fees and Charges" is hereby approved, and will serve as the Authority's Schedule of Charges beginning December 1, 2017 or as otherwise provided for, and shall remain in effect until modified in accordance with applicable State statutes and regulations.

Certified as a true copy of the Resolution
adopted by the Authority at their Regular
Meeting held on Wednesday, November 29, 2017.



Andrea Cocula, Secretary