

**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):

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- (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):

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- (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.

(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):

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(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):

Personnel Matters

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(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):

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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, June 2, 2021.



Andrea Cocula, Secretary

RESOLUTION RE: AMENDING THE SCMUA'S FY2021 UPPER WALLKILL FACILITIES CAPITAL BUDGET – NEW LINE ITEM TITLE AND BUDGET ITEM TRANSFER

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) introduced and subsequently adopted its FY2021 Budget on November 25, 2020; and

WHEREAS, due to project status and revised program priorities, the SCMUA has determined it is necessary and proper to amend the Upper Wallkill Facilities' Renewal and Replacement Fund including renaming a project expenditure Line Item, and transferring funds with 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 FY2021 SCMUA Upper Wallkill Facilities' Budget ending November 30, 2021 be amended and approved by the Board of Commissioners as follows:

Upper Wallkill R&R Line Item Title Update

<u>From</u>	<u>To</u>
U.W. Liquid Sludge Conversion	Hamburg P.S. Rehab.

<u>Expenses</u>	<u>From</u>	<u>To</u>
Renewal & Replacement Fund		
Liquid Sludge Conversion	\$600,000	-0-
Hamburg P.S. Rehab.	-0-	\$660,000
Transfer Switch Hamburg PS	\$10,000	-0-
Electrical Control Stormwater	\$450,000	\$400,000
Upgrades		
<u>Total</u>	<u>\$1,060,000</u>	<u>\$1,060,000</u>

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 meeting held on Wednesday, June 2, 2021.

  
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Andrea Cocula, Secretary

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

**RESOLUTION RE: AUTHORIZING THE AWARD OF CONTRACT AGREEMENT #455 BETWEEN THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA) AND RAPID PUMP AND METERING CO., INC. FOR THE REHABILITATION OF THE HAMBURG PUMP STATION**

**WHEREAS**, the Sussex County Municipal Utilities Authority (SCMUA) contacted Pumping Services Inc. and Rapid Pump and Metering Co., Inc. to provide cost proposal through the North Jersey Wastewater Cooperative for the rehabilitation of the Hamburg Pump Station; and

**WHEREAS**, Pump Station Rehabilitation includes the following: bypassing pumping, piping/valving/appurtenance replacements, control upgrades, electric muffin monster installation, mixer installation, concrete coating system application, and electrical upgrades; and

**WHEREAS**, SCMUA received a cost proposal from Rapid Pump and Metering Co. Inc. of Paterson, New Jersey in the amount of \$612,659.00 (Pumping Services Inc. was non-responsive); and

**WHEREAS**, all labor and equipment included in the proposal are included in North Jersey Wastewater Cooperative; and

**WHEREAS**, pursuant to review by SCMUA Staff, it was determined that Rapid the Pump and Metering Inc. of Paterson, New Jersey proposal met all SCMUA requirements and its proposal was cost efficient and fiscally responsible; and

**WHEREAS**, the Authority's Qualified Purchasing Agent has reviewed and recommended approval of this contract award; and

**WHEREAS**, the Treasurer has certified that sufficient funds are available to finance the project; and

**NOW, THEREFORE, BE IT RESOLVED**, that the proposed R&R Outlay expenditure transfers are required and are to be recorded under a separate SCMUA Resolution formally amending said Wastewater FY2021 Budget.

**BE IT FURTHER RESOLVED** by the Sussex County Municipal Utilities Authority's Board of Commissioners that the proposal for Contract No. #455 is hereby awarded to Rapid Pump and Metering Co., Inc. of Patterson, New Jersey according to the prices stated within their proposal dated May 25, 2021 at an estimated cost of \$612,659.00.

**BE IT FURTHER RESOLVED**, that Executive Director and SCMUA Staff are authorized to prepare and execute the applicable contract with Rapid Pump and Metering Co., Inc.

**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, June 2, 2021.

  
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Andrea Cocula, Secretary

*SCMUNASERTER Common Common Wastewater Documents Hamburg P/S P/S Upgrades Resolution*

**RESOLUTION RE: AUTHORIZING THE AGREEMENT BETWEEN THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA) AND PUMPING SERVICES INC. FOR PUMP INSPECTION AND REPAIR OF THREE (3) EXISTING PUMPS WITHIN HAMBURG PUMP STATION**

**WHEREAS**, the Sussex County Municipal Utilities Authority (SCMUA) contacted Pumping Services Inc. and Rapid Pump and Metering Co., Inc. to provide cost proposals through the North Jersey Wastewater Cooperative for the inspection and repair/rebuild of three (3) existing submersible pumps in association with the rehabilitation of the Hamburg Pump Station; and

**WHEREAS**, Rapid Pump and Metering was non-responsive for this work and the contract is therefore to be awarded to Pumping Services Inc. at a cost of \$30,000; and

**WHEREAS**, all labor and equipment included in the proposal are included in North Jersey Wastewater Cooperative; and

**WHEREAS**, the three (3) pumps will be removed from service by SCMUA staff (1 at a time) and delivered to Pumping Services Inc. for inspection and repair; and

**WHEREAS**, Pumping Services Inc. qualifications were reviewed by SCMUA Staff and it was determined that Pumping Services Inc. of Middlesex, New Jersey met all SCMUA requirements and its proposal was cost efficient and fiscally responsible; and

**WHEREAS**, the Authority's Qualified Purchasing Agent has reviewed and recommended approval of this contract award; and

**WHEREAS**, the Treasurer has certified that sufficient funds are available to finance the project; and

**NOW, THEREFORE, BE IT RESOLVED**, that the proposed R&R Outlay expenditure transfers are required and are to be recorded under a separate SCMUA Resolution formally amending said Wastewater FY2021 Budget.

**BE IT FURTHER RESOLVED** by the Sussex County Municipal Utilizes Authority's Board of Commissioners that the inspection and repair of three (3) existing pumps within Hamburg Pump Station be hereby awarded to Pumping Services, Inc. of Middlesex, New Jersey for an estimated cost of \$30,000.00.

**BE IT FURTHER RESOLVED**, that Executive Director and SCMUA Staff are authorized to prepare and execute the applicable contract with Pumping Services, Inc.

**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, June 2, 2021.

  
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Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZATION TO EXECUTE CONTRACT AND  
RELATED DOCUMENTS WITH JERSEY CENTRAL POWER  
AND LIGHT (JCP&L)

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for the relocation of certain JCP&L infrastructure as part of the Solid Waste Facility Stage 2 Expansion Project; and

WHEREAS, JCP&L will perform the following scope of work: transfer three (3) CL poles for road widening, remove JCP&L poles, and reroute existing overhead wires in accordance with JCP&L work request no. 61289025 plan markup; and

WHEREAS, the proposed work is being charged to SCMUA by JCP&L per the May 28, 2021 Fixed Cost Agreement at a cost of \$45,952.43; and

NOW, THEREFORE BE IT RESOLVED by the Commissioners of the SCMUA that:

1. The SCMUA Executive Director is authorized to execute the May 28, 2021 Fixed Cost Agreement with JCP&L for the proposed work at a fixed cost of \$45,952.43.
2. The SCMUA Executive Director is authorized to execute any other endorsement or approvals necessary, in regard to JCP&L work associated with Stage 2 Expansion.
3. SCMUA Staff is authorized to process the required payment of \$45,952.43
4. This Resolution shall be effective in accordance with NJSA 40:14B-14(e).
5. A copy of the Resolution shall be provided to JCP&L.

Certified as a true copy of the  
Resolution adopted by the Commissioners  
at their Regular Authority meeting held on  
Wednesday, June 2, 2021.

  
Andrea Cocula, Secretary



RESOLUTION RE: AUTHORIZATION TO EXECUTE CONTRACT AND  
RELATED DOCUMENTS WITH CENTURYLINK INC.

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for the relocation of certain CenturyLink infrastructure as part of the Solid Waste Facility Stage 2 Expansion Project; and

WHEREAS, CenturyLink will perform the following scope of work: replace poles D413 5, 6, and 7 for additional height as requested by JCP&L and SCMUA; and

WHEREAS, the proposed work is being charged to SCMUA by CenturyLink per the June 2, 2021 Special Construction Proposal at a cost of \$8,894.20; and

NOW, THEREFORE BE IT RESOLVED by the Commissioners of the SCMUA that:

1. The SCMUA Executive Director is authorized to execute the Special Construction Proposal at a cost of \$8,894.20 for the proposed work.
2. The SCMUA Executive Director is authorized to execute any other endorsement or approvals necessary, in regard to Century Link work associated with Stage 2 Expansion.
3. SCMUA Staff is authorized to process the required payment of \$8,894.20 to Century Link.
4. This Resolution shall be effective in accordance with N.J.S.A. 40:14B-14(e).
5. A copy of the Resolution shall be provided to Century Link.

Certified as a true copy of the  
Resolution adopted by the Commissioners  
at their Regular Authority meeting held on  
Wednesday, June 2, 2021.

  
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Andrea Cocula, Secretary

RESOLUTION RE: AMENDING THE SCMUA'S FY2021 SOLID WASTE FACILITIES BUDGET

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) introduced and subsequently adopted its FY2021 Budget on November 25, 2020; and

WHEREAS, due to project status and revised program priorities, the SCMUA has determined it is necessary and proper to amend the Solid Waste Facilities 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 FY2021 SCMUA Solid Waste Facilities Budget ending November 30, 2021 be amended as follows:

<u>Expenses</u>	<u>From</u>	<u>To</u>
Capital Outlay		
LF3601 – Roll off Containers	\$15,000	\$15,000
LF3602 – BWRP Roof Repair & Beam Upgrades	\$500,000	\$470,000
LF3603 – Shop Natural Gas Heater	\$20,000	\$20,000
LF3604 – Bird Control	\$20,000	\$20,000
LF3605 – New SUV Vehicle	-\$0-	\$30,000
<b>Total</b>	<b>\$555,000</b>	<b>\$555,000</b>

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 meeting held on Wednesday, June 2, 2021.

  
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 Andrea Cocula, Secretary

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