

**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.

The general nature of the subject to be discussed per N.J.S.A. 10:4-13(a):

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- (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):

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- (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):

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- (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):

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- (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 #21-11 Liquid Sludge Hauling, Contract #229 Bids for Bulky Waste Building Roof Repairs, Contract #551 Stage 2 Landfill Expansion Project, Vernon Township Service Agreement, Contract #447A/B Underground Storage Tanks/Above Ground Storage Tanks, Contract #551A North Berm Project, Action Environmental Group, Inc., Sussex Technical School Sewer Connection

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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):

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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 Annual Reorganization Meeting held  
on Wednesday, March 3, 2021.

  
Andrea Cocula, Secretary

**RESOLUTION RE: ACKNOWLEDGING A LICENSING AGREEMENT BETWEEN THE COUNTY OF SUSSEX AND CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS AND DIRECTING APPLICATION FOR COURTESY REVIEW**

**WHEREAS**, Sussex County Municipal Utilities Authority (“Authority”) owns and operates the Upper Wallkill Water Pollution Control Facility at Block 63, Lot 1.05 of the Township of Hardyston Tax Map (the “Property”);

**WHEREAS**, by way of an agreement dated May 15, 2019 (the “Agreement”) the Authority entered into a lease with Cellco Partnership d/b/a Verizon Wireless (“Verizon Wireless”) for the leasing of certain space on the Property that would permit Verizon Wireless to construct a wireless communications facility (“WCF”);

**WHEREAS**, Section 21(b) of the Agreement requires that Verizon Wireless offer to accommodate, at no cost to the County of Sussex (“County”), equipment/antennas related to the County’s 911 communications system;

**WHEREAS**, it is the Authority’s understanding that the County wishes to make use of this opportunity and use, at no cost, the space offered to it by Verizon Wireless;

**WHEREAS**, the Authority recognizes that the inclusion of these 911 communications system facilities onto the proposed WCF changes the nature of Verizon Wireless’ project from an entirely commercial activity to a quasi-public use; and

**WHEREAS**, as a result of this change, the Authority authorizes Verizon Wireless to make a courtesy review application to the Hardyston Township Planning Board as a “capital project” pursuant to N.J.S.A. 40:55D-31(a) for the WCF proposed on the Property.

**NOW, THEREFORE, BE IT RESOLVED** that Verizon Wireless is authorized to make a courtesy review application to the Hardyston Township Planning Board as a “capital project” pursuant to N.J.S.A. 40:55D-31(a) for the WCF proposed on the Property.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be transmitted to the County and Verizon Wireless.

**BE IT FURTHER RESOLVED** 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 March 3, 2021.

  
Andrea Cocula, Secretary

RESOLUTION RE:     AWARD OF CONTRACT NO. 21-11 FOR LIQUID SLUDGE  
                          HAULING

WHEREAS, on January 15, 2021 in The New Jersey Herald, the Notice to Bidders was published for Contract No. 21-11 for Liquid Sludge Hauling, with Bids being received and publicly opened on January 28, 2021; and

WHEREAS, Spectraserv Inc. was the apparent low bidder for Contract No. 21-11; and

WHEREAS, SCMUA staff review determined Spectraserv Inc. of South Kearny, NJ bid was in conformance with the specifications; and

WHEREAS, Spectraserv has provided supplemental hauling subcontractor agreement with Coppola Water Infrastructure and Services for one (1) year with renewal option for full duration of contract; and

WHEREAS, Spectraserv has provided contact information for dispatcher, vice president of operations, and president; and

WHEREAS, award to Spectraserv Inc. with price of \$0.0574/gallon for a two (2) year duration (estimated 20,800,000 gallons) for a not-to-exceed price of \$1,193,920.00; 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. 21-11 (2-year term) is hereby awarded to Spectraserv Inc. of South Kearny, NJ according to the prices stated within their Bid Proposal.

NOW, THEREFORE, BE IT RESOLVED that SCMUA staff and legal counsel are authorized to execute Liquid Sludge Hauling Agreements with Spectraserv, as per herein.

NOW, THEREFORE, BE IT RESOLVED 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 March 3, 2021.

  
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Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING AWARD FOR SCMUA CONTRACT #21-01  
HOUSEHOLD HAZARDOUS WASTE DISPOSAL EVENT(S)  
TO MAUMEE EXPRESS, INC

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) advertised for bids in the New Jersey Herald on January 30, 2020 for Household Hazardous Waste Disposal Event(s); and

WHEREAS, sealed bids were received and opened by the Authority on February 6, 2020 at 11:00 a.m., pursuant to the provision of said legal advertisement; and

WHEREAS, the Authority's Bid Specifications for Contract #20-01 & #21-01 are comprised the following bid proposal Items: #20-01 proposal bid price per net pound of hazardous materials for the June 6, 2020 and November 7, 2020 events; #21-01 proposal bid price per net pound of hazardous waste materials for the 2021 and 2022 events at SCMUA discretion; and

WHEREAS, at the bid opening, the Authority acknowledged receipt of a bid from Maumee Express, Inc. for \$1.39/pound (net) for Contract #20-01 and optional Contract #21-01; and

WHEREAS, the apparent low bidder, as based upon bid pricing is Maumee Express, Inc. being the only bidder; and

WHEREAS, the bid package submitted by Maumee Express, Inc. was reviewed by SCMUA Staff and legal counsel and found to be satisfactory and in conformance with all legal requirements; and

WHEREAS, it is the recommendation of staff and legal counsel to award the bid to Maumee Express, Inc.

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

- Contract #21-01, a one-year extension of Contract #20-01 with Maumee Express, Inc. for the transportation and disposal of wastes generated from Sussex County Household Hazardous Waste Disposal Events is hereby awarded to Maumee Express, Inc. in the amount of \$1.39/net pound for up to two(2) scheduled events for 2021 (June 5, 2021 and November 6, 2021), subject to SCMUA discretion and availability of funds.
- The officers of this Authority, its employees and professionals are hereby authorized and empowered to proceed with the preparation and execution of a formal contract with Maumee Express, Inc. as set forth above, pursuant to the terms and conditions of this resolution and pursuant to terms and conditions of the bid previously submitted by Maumee Express, Inc. and the specifications in connection therewith.

- The rights of the Authority regarding Contract #22-01 are hereby reserved and subject to further action for Household Hazardous Waste Events in 2022 via separate Resolution by the Board of Commissioners.
- This Resolution shall take effect in accordance with NJSA 40:14B-14(e).
- The Authority Treasurer has certified the availability of funds for one (1) and up to two (2) Household Hazardous Waste Events for 2021, per SCMUA discretion.

Certified as a true copy of the  
Resolution adopted by the Authority  
at their Regular Meeting held on  
Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY BOARD OF COMMISSIONERS AUTHORIZE THE EXECUTION OF A SHARED SERVICES AGREEMENT(S) WITH VARIOUS SUSSEX COUNTY MUNICIPALITIES FOR THE PROVISION OF CERTIFIED RECYCLING PROFESSIONAL SERVICES TO CERTIFY AND SUBMIT THE 2020 RECYCLING TONNAGE REPORT TO NJDEP**

WHEREAS, the Sussex County Municipal Utilities Authority (hereinafter "SCMUA"), among other things, employs a District Recycling Coordinator as the designated operating agency 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, all Sussex County Municipalities are required by the NJDEP to annually prepare a Municipal Recycling Tonnage Report; and

WHEREAS, the NJDEP requires that each Municipal Recycling Tonnage Report be certified by a NJ Certified Recycling Professional; and

WHEREAS, various Sussex County Municipalities have requested the services of the SCMUA in the form of a Certified Recycling Professional to certify and submit the required 2020 Recycling Tonnage Reports to NJDEP by April 30, 2021; and

WHEREAS, the SCMUA has previously performed this service for a number of Sussex County Municipalities through a Shared Services Agreement; and

WHEREAS, the SCMUA Board of Commissioners has set a rate of \$300 per municipality wishing to utilize this shared service opportunity.

NOW THEREFORE, BE IT RESOLVED, by the Sussex County Municipal Utilities Authority, in the County of Sussex, and State of New Jersey as follows:

1. The Chairman and Secretary are hereby authorized and directed to execute Shared Services Agreements, copies of which this resolution will be attached hereto, with participating Sussex County municipalities for the provision of a Certified Recycling Professional Services to certify and submit their 2020 Recycling Tonnage Reports to NJDEP.



2. This Resolution shall take effect as per Statute.
3. All SCMUA Staff and Professionals are authorized to take any and all necessary actions to see to the implementation of this Resolution.

Certified as a true copy of the  
Resolution adopted by the Authority  
At their Regular Authority Meeting  
Held on Wednesday, March 3, 2021

  
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Andrea Cocula, Secretary

RESOLUTION RE: **CONDITIONALLY AWARDING STAGE 2  
EXPANSION/INFRASTRUCTURE RELOCATION PROJECT  
FOR CONTRACT #551 TO TOMCO CONSTRUCTION, INC.**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) desires to construct the Stage 2 Expansion and Infrastructure Relocation project to serve the solid waste management, disposal and recycling needs for the residents and businesses of Sussex County; and

WHEREAS, the SCMUA subsequently did plan, permit and design the Project pursuant to the Sussex County Solid Waste Management Plan, and the requirements of various Federal, State and Local agencies and authorities; and

WHEREAS, this Project is anticipated to be funded by the New Jersey Infrastructure Bank (NJIB) funding program through NJDEP as well as market financing as approved by the Local Finance Board; and

WHEREAS, pursuant to the NJIB Authorization, the SCMUA duly advertised for, and on February 26, 2021 received competitive construction bids for the Project in conformance with N.J. Local Public Contracts Law (N.J.S.A. 40A:11 et seq); and

WHEREAS, a total of seven (7) bidders submitted bids for Contract #551 comprising the Stage 2 Expansion and Infrastructure Relocation Project; and

WHEREAS, the apparent low bidder for Contract #551 is determined to be Tomco Construction, Inc. with a corrected and verified Total Bid in the amount of \$25,477,636.59; and

WHEREAS, SCMUA staff, consulting engineer, and legal counsel, have reviewed said bid package for the purposes of evaluating award thereof to Tomco Construction, Inc., with staff, consulting engineer and legal counsel thereby providing formal recommendation for award thereof; and

WHEREAS, due to the urgency and need for this project to ensure the continued and proper management of solid waste for Sussex County residents and businesses, it is recommended that the contract be conditionally awarded subject to NJDEP/NJIB reviews, evaluations, and approvals; and

WHEREAS, NJDEP/NJIB Authorization to Award is required to preserve funding eligibility for this project; and

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

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

1. Contract #551 of the SCMUA Stage 2 Expansion and Infrastructure Relocation Project is hereby awarded to Tomco Construction, Inc. in the amount of \$25,477,636.59 as conditioned/contingent upon #3, below.
2. The SCMUA Chairman and Secretary are authorized to execute Contract #551 for the Stage 2 Expansion and Infrastructure Relocation Project on behalf of the SCMUA, as contingent upon #3, below.
3. The award of SCMUA Contract #551 is contingent upon the review and concurrence of NJDEP/NJIB.
4. SCMUA Executive Director and staff are authorized to proceed with any necessary project and contract activities associated with Stage 2 Expansion and Infrastructure Relocation Construction, including submittal of the Bid Award Package and supporting documents to NJDEP/NJIB, and any other necessary authorizations or approvals.
5. Copies of this Award Resolution shall be provided to NJDEP/NJIB and Tomco Construction, Inc.
6. This resolution shall be effective as provided for under applicable NJ State Statutes.

Certified as a true copy of the Resolution  
adopted by the Authority at their Regular  
Meeting held on Wednesday, March 3, 2021.

  
Andrea Cocula, Secretary

RESOLUTION RE: REJECTION OF BID FOR SCMUA CONTRACT #229 BULKY WASTE/RECYCLING BUILDING ROOF REPAIRS PROJECT

WHEREAS, the Sussex County Municipal Utilities Authority (hereinafter "Authority") has advertised for bids for a Building Re-roofing Project (Contract #229) on January 15, 2021 in the NJ Herald; and

WHEREAS, sealed bids were therefore received and opened by the Authority on February 17, 2021 at 11:00 a.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, Ferraro Construction Corp. was the sole and therefore apparent low bidder with a bid cost proposal of \$1,080,545.00; and

WHEREAS, the Authority's staff, consulting engineer and legal counsel have reviewed the sole low bid and have determined that said bid substantially exceeds both the Engineer's Cost Estimate and the Authority's budget appropriation for the Bulky Waste/Recycling Building Roof Repairs Project; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-13.2) provides for rejection of bid(s) by the contracting unit when the lowest bid exceeds either the cost estimate or contracting unit appropriation for the project.

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

1. The February 17, 2021 bid from Ferraro Construction Corp. for SCMUA Contract #229 in the amount of \$1,080,545.00 is hereby formally rejected.
2. This resolution shall take effect in accordance with NJSA 40:14B-14(e).

Certified as a true copy of the  
Resolution adopted by the Authority  
at their Regular Meeting held on  
Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZATION FOR EXECUTIVE DIRECTOR TO EXECUTE CHANGE ORDER NUMBER 1 TO SCMUA CONTRACT NO. 551A, TOMCO CONSTRUCTION INC.**

WHEREAS, the Sussex County Municipal Utilities (SCMUA) and Tomco Construction Inc. (Tomco) entered into Contract 551A in the amount of \$1,946,485.37 for the construction of the Northern MSE Berm; and

WHEREAS, the subject changed work includes the construction of a rain flap and diversion berm along eastern end of project liner necessary to mitigate water infiltration into the secondary liner collection system; and

WHEREAS, Change Order Number 1 has been prepared by Tomco in consultation with the SCMUA Construction Review Committee, and ARM Group which results in a contract increase in the amount of \$7,250.00; and

WHEREAS, Contract increase includes material cost and liner subcontractor cost only and does not include changes in contract schedule or increased labor; and

WHEREAS, SCMUA Staff, ARM Group, and SCMUA's Construction Review Committee have reviewed said Change Order and found it to be necessary and the price to be reasonable; and

WHEREAS, the SCMUA treasurer has certified sufficient funds are available for award.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the SCMUA that the Executive Director is hereby authorized and directed to approve Change Order Number 1 to Contract No. 551A, which reflects the work outlined above and contained in Change Order Number 1, for an increase in Contract Price of \$7,250.00 thereby changing the contract price from \$1,946,485.37 to \$1,953,735.37.

AND BE IT FURTHER RESOLVED that SCMUA resolution and copies of Change Order Number 1 for Contract No. 551A shall be provided to the Contractor for execution.

Certified as a true copy of the Resolution adopted by the Authority  
Adopted by the Authority at their Regular Meeting  
Meeting held on Wednesday, March 3, 2021.

  
Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZATION FOR EXECUTIVE DIRECTOR TO EXECUTE CHANGE ORDER NUMBER 1 TO SCMUA CONTRACT NO. 447AB, PETRO MECHANICS**

WHEREAS, the Sussex County Municipal Utilities (SCMUA) and Petro Mechanics entered into Contract 447AB via NJ State Contract in the amount of \$453,885.00 for the construction Solid Waste Fueling Station and removal of three (3) Underground Fuel Storage Tanks (USTs); and

WHEREAS, the subject changed work includes the excavation of a 42" x 42" trench with nine (9) conduits (Power, Communications, Natural Gas) from administration building to the future location of the facility emergency standby generator; and

WHEREAS, the proposed work is in the best interest of the Authority at a fair and reasonable price; and

WHEREAS, Change Order Number 1 has been prepared by Petro Mechanics in consultation with the SCMUA Construction Review Committee with a contract increase in the amount of \$3,500.00; and

WHEREAS, Contract increase includes lump sum cost for materials, labor, and equipment but does not include changes in contract schedule; and

WHEREAS, SCMUA Staff and SCMUA's Construction Review Committee have reviewed said Change Order and found it to be necessary and the price to be reasonable; and

WHEREAS, the SCMUA treasurer has certified sufficient funds are available for award.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the SCMUA that the Executive Director is hereby authorized and directed to approve Change Order Number 1 to Contract No. 447AB, which reflects the work outlined above and contained in Change Order Number 1, for an increase in Contract Price of \$3,500.00 thereby changing the contract price from \$453,885.00 to \$457,385.00.

AND BE IT FURTHER RESOLVED that SCMUA resolution and a copy of Change Order Number 1 for Contract No. 447AB shall be provide to the Contractor for execution.

Certified as a true copy of the Resolution adopted by the Authority  
Adopted by the Authority at their Regular Meeting  
Meeting held on Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH THE FIRM OF CLEARY GIACOBBE ALFIERI JACOBS, LLC FOR THE FURNISHING OF GENERAL LEGAL COUNSEL SERVICES FOR THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY - FEBRUARY 3, 2021 TO FEBRUARY 2, 2022**

WHEREAS, there exists a need for the retention of General Legal Counsel Services for the Sussex County Municipal Utilities Authority; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4 et. seq. the SCMUA determined to utilize the Fair and Open Process to select General Legal Counsel; and

WHEREAS, a notice was published on the SCMUA's website soliciting such professional services; and

WHEREAS, the SCMUA determined to appoint the firm of Cleary Giacobbe Alfieri Jacobs, LLC, 169 Ramapo Valley Road, Upper Level 105, Oakland, NJ 07436 as General Legal Counsel based on the proposal received on December 15, 2020; and

WHEREAS, the terms of the professional services to be rendered are set forth in the attached contract, based on a fee of \$750 per month for bi-monthly Board of Commissioner meetings and an hourly rate of \$155 for attorneys; and

WHEREAS, the SCMUA Treasurer has certified funds available in the FY2021 Operating Budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that the Resolution authorizing the award of contracts for professional services and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority, County of Sussex, State of New Jersey, as follows:

1. The Chairman and Secretary of the Sussex County Municipal Utilities Authority are hereby authorized and directed to execute the attached agreement with the firm of Cleary Giacobbe Alfieri Jacobs, LLC, 169 Ramapo Valley Road, Upper Level 105, Oakland, NJ 07436 for the providing of General Legal Counsel Services for the Authority.
2. The contract is awarded under the Fair and Open Process as a professional service in accordance with N.J.S.A 19:44A-20.4 et. seq. of the "New Jersey Local Unit Pay to Play" law because the work required is to be done by a licensed attorney-at-law of the State of New Jersey.
3. 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, March 3, 2021.

  
Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH THOMAS PROL, ESQ. OF SILLS, CUMMIS & GROSS, P.C. FOR THE FURNISHING OF SPECIAL COUNSEL SERVICES ON ENVIRONMENTAL MATTERS FOR THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY - FEBRUARY 3, 2021 TO FEBRUARY 3, 2022

WHEREAS, there exists a need for Special Counsel Services on Environmental Matters for the Sussex County Municipal Utilities Authority; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4 et. seq. the SCMUA determined to utilize the Fair and Open Process to select Special Counsel Services on Environmental Matters; and

WHEREAS, a notice was published on the SCMUA's website soliciting such professional services; and

WHEREAS, the SCMUA determined to award Thomas H. Prol, Esq. of Sills, Cummis & Gross, P.C. One Riverfront Plaza, Newark, NJ 07102 as Special Counsel for Environmental Matters based on the proposal received on December 15, 2020; and

WHEREAS, the terms of the professional services to be rendered are set forth in the attached contract, based on an hourly rate of \$170 and flat rate for \$350 per Board of Commissioners Meetings; and

WHEREAS, the SCMUA Treasurer has Certified Fund Availability in the FY2021 Operating Budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et.seq.) requires that the Resolution authorizing the award of contracts for professional services and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority, County of Sussex, State of New Jersey, as follows:

1. The Chairman and Secretary of the Sussex County Municipal Utilities Authority are hereby authorized and directed to execute the attached agreement with Thomas H. Prol, Esq. of Sills Cummis & Gross, P.C. of One Riverfront Plaza, Newark, NJ 07102 for the providing of Special Counsel Services on Environmental Matters for the Authority.
2. The contract is awarded under the Fair and Open Process as a professional service in accordance with N.J.S.A 19:44A-20.4 et. seq. of the "New Jersey Local Unit Pay to Play" law because the work required is to be done by a licensed attorney-at-law of the State of New Jersey.
3. 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, March 3, 2021.

  
Andrea Cocula, Secretary



RESOLUTION RE: AUTHORIZING EXECUTION OF PROFESSIONAL SERVICES AGREEMENT WITH JOHN HALL, ESQ. OF HALL AND ASSOCIATES FOR THE FURNISHING OF CERTAIN LEGAL SERVICES IN REGARD TO WASTEWATER AND SOLID WASTE FACILITIES NJPDES PERMITS, WATERSHED MANAGEMENT PLANNING AND RELATED ENVIRONMENTAL MATTERS FOR THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY, FEBRUARY 3, 2021 TO FEBRUARY 28, 2022

WHEREAS, there exists a need for specialized legal services in conjunction with Wastewater Facilities and Solid Waste Facilities New Jersey Pollutant Discharge Elimination System (NJPDES) permits, watershed management planning and related environmental matters; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4 et. seq. the SCMUA determined to utilize the Fair and Open Process to select a Special Counsel for Environmental Services; and

WHEREAS, a notice was published on the SCMUA's website soliciting such professional services; and

WHEREAS, the Authority desires to retain John Hall, Esq. of the firm of Hall and Associates, as Special Counsel related to these matters based on the proposal received on December 15, 2020; and

WHEREAS, the fees for the professional services to be rendered are set forth in the attached contract; and

WHEREAS, the SCMUA Treasurer has Certified Fund Availability in the FY2021 Operating Budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that the resolution authorizing the award of the contracts for professional services and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority, County of Sussex, State of New Jersey, as follows:

1. The Chairman and Secretary of the Sussex County Municipal Utilities Authority are hereby authorized and directed to execute the attached Agreement with John Hall, Esq. of Hall and Associates with offices located at 1620 I Street, N.W. Suite 701 Washington, D.C. 20006-4033, for providing Special Legal Counsel Services for the Authority related to Wastewater Facilities and Solid Waste Facilities NJPDES Permits, Watershed Management Planning, and related matters, as directed by the Authority.
2. The contract is awarded under the Fair and Open Process as a professional service in accordance with N.J.S.A. 19:44A-20.4 et. seq. of the "New Jersey Local Unit Pay to Play" law because the work required is to be done by a licensed attorney-at-law.
3. 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, March 3, 2021.

  
Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH PAUL CUVA, C.P.A. OF THE FIRM OF WIELKOTZ & COMPANY, LLC FOR AUDITING SERVICES IN PERFORMING THE ANNUAL AUDIT OF THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY'S FISCAL YEAR 2021

WHEREAS, there exists a need for professional auditing services and expertise to complete an audit of the Authority's financial records; and

WHEREAS, pursuant to N.J.S.A. 19:44A:20.4 et. seq. the SCMUA determined to utilize the Fair and Open Process to select an Auditor; and

WHEREAS, a notice was published on November 16, 2020 on the SCMUA's website soliciting such professional services to be received on December 15, 2020; and

WHEREAS, the Commissioners appointed Paul Cuva, C.P.A. of the firm Wielkocz & Company, LLC as Auditors for the SCMUA on February 3, 2021 to conduct the Financial Audit, Deferred Compensation Plan Audit and the Post-Closure Care Fund Audit for the fiscal year ending November 30, 2021; and

WHEREAS, the amount of the contract aforesaid shall be for the annual audit not to exceed \$35,700; for the landfill closure escrow account audit for \$3,500; and an hourly rate for any additional work as provided in the attached proposal, funds are available and have been so certified by the Treasurer; and

WHEREAS, the SCMUA Treasurer has certified fund availability in the FY2021 Operating Budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that the Resolution authorizing the award of contracts for professional services and the contract itself, must be available for public inspection.

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

1. The Chairman and Secretary of said Authority are hereby authorized to execute attached Agreement with Paul Cuva, CPA of the firm Wielkocz & Company, LLC, having its office at 401 Wanaque Avenue, Pompton Lakes, New Jersey 07442.
2. This contract is awarded under the Fair and Open Process as a professional service in accordance with N.J.S.A. 19:44A-20.4 et. seq. of the "New Jersey Local Unit Pay to Play" law because Wielkocz & Company, LLC are professional Certified Public Accountants, duly licensed by the State of New Jersey, and have a special knowledge with respect to municipal utilities authority auditing.
3. 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, March 3, 2021.



Andrea Cocula, Secretary

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RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PHOENIX ADVISORS FOR CONTINUING DISCLOSURE AGENT AND FINANCIAL ADVISOR SERVICES

WHEREAS, from time to time the Sussex County Municipal Utilities Authority (SCMUA) issues Notes and Bonds to finance various Capital Projects, and;

WHEREAS, the issuance of Notes and Bonds is a complex process requiring the services of various professionals, and;

WHEREAS, the services of a Financial Advisor may be required under the Dodd-Frank Act or beneficial to the SCMUA when proceeding to issue Notes or Bonds for Capital Projects, and;

WHEREAS, the SCMUA did receive proposals on December 15, 2020 that was duly noticed and solicited with a Request for Qualifications/Request for Proposals (RFQ/RFP) on their website for said financial consulting services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Phoenix Advisors of 625 Farnsworth Avenue, Bordentown, NJ 08505 has the requisite qualifications and experience in the performance of such services, and has performed satisfactorily in a previous contract with SCMUA; and

WHEREAS, the Authority's Commissioners and staff have reviewed the proposal submitted by Phoenix Advisors dated December 15, 2020 for Scope of Work and Rate Schedule and determined that acceptance thereof would be in the best interest of the SCMUA; and

WHEREAS, a proposed form of Professional Services Agreement has been drafted, a true copy of which is annexed hereto as Attachment A, for the provision of Financial Advisory and Continuing Disclosure Agent Services by Phoenix Advisors to the Authority for the period commencing February 3, 2021 and ending February 2, 2022; and

WHEREAS, the award of this contract meets the statute and regulations governing the award of said contracts; and

WHEREAS, the SCMUA's Treasurer has Certified Fund Availability in the FY2021 Operating Budget; and

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

1. That the Chairman and Secretary of the Authority be and are hereby authorized and directed to execute a Professional Services Agreement with Phoenix Advisors, LLC for provision of Financial Consulting and Continuing Disclosure Agent services, a true copy of which contract is annexed hereto as Attachment A.
2. That said contract be and is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.
3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall take effect in accordance with N.J.S.A. 0:14B-14(e).

Certified as a true copy of the  
Resolution adopted by the Authority  
At their Regular Authority Meeting  
Held on Wednesday, March 3, 2021.

  
Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH JOHN CANTALUPO OF ARCHER & GREINER, P.C. FOR THE FURNISHING OF BOND COUNSEL SERVICES FOR THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY – FEBRUARY 3, 2021 TO FEBRUARY 2, 2022

WHEREAS, there exists a need for Professional Bond Counsel Services for the Sussex County Municipal Utilities Authority; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4 et. seq. the SCMUA determined to utilize the Fair and Open Process to select a Bond Counsel; and

WHEREAS, a notice was published on the SCMUA's website soliciting such professional services; and

WHEREAS, the SCMUA Board of Commissioners have determined to award a Professional Service Agreement to Archer Greiner based on their proposal received on December 15, 2020; and

WHEREAS, the terms of the professional services to be rendered are set forth in the attached contract, wherein services shall be compensated at a rate of \$185 per hour; and

WHEREAS, sufficient funds would be made available in any financing required by the Sussex County Municipal Utilities Authority for Bond Counsel Services provided; and

WHEREAS, the SCMUA Treasurer certified fund availability in the FY2021 Operating Budget; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et.seq.) requires that the Resolution authorizing the award of contracts for professional services and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Sussex County Municipal Utilities Authority, County of Sussex, State of New Jersey, as follows:

1. The Chairman and Secretary of the Sussex County Municipal Utilities Authority are hereby authorized and directed to execute the attached agreements with John Cantalupo of Archer & Greiner, P.C. for the providing of Bond Counsel Services.
2. The contract is awarded under the Fair and Open Process as a professional service in accordance with N.J.S.A. 19:44A-20.4 et. seq. of the "New Jersey Local Unit Pay to Play" law because the work required is to be done by a licensed attorney-at-law of the State of New Jersey.
3. 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, March 3, 2021

  
Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH MOTT MACDONALD FOR GENERAL AND SPECIALIZED WASTEWATER CONSULTING ENGINEERING SERVICES FOR 2021**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for general and specialized wastewater consulting engineering services incidental to capital improvement projects associated with NJPDES permit compliance for its Wastewater Treatment Facilities; and

WHEREAS, SCMUA on November 16, 2020 has duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said general and specialized wastewater consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Mott MacDonald of 111 Wood Avenue South, Iselin, NJ 08830-4112, responded to said RFQ/RFP on December 15, 2020 including 2021 Rate Schedule, and possesses a staff having requisite licensure, training, expertise and experience required to provide such services; and

WHEREAS, Mott MacDonald has submitted a proposal dated December 15, 2020 for a one year contract along with 2021 Rate Schedule for the required Scope of Work; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals on December 15, 2020 and thereby determined to award a contract for general and specialized wastewater consulting engineering services, to Mott MacDonald for 2021; and

WHEREAS, a proposed form of Professional Services Agreement has been drafted, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized wastewater engineering consulting services by Mott MacDonald to the Authority for the effective period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. That the Chairman and Secretary of the Authority are hereby authorized and directed to execute a Professional Services Agreement between SCMUA and Mott MacDonald for provision of general and specialized wastewater consulting engineering services, a true copy of which contract is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.

2. That said contract be and is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.
3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. 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 Authority Meeting  
held on Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

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**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH T&M ASSOCIATES FOR GENERAL AND SPECIALIZED WASTEWATER FACILITIES CONSULTING ENGINEERING SERVICES FOR 2021**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for Wastewater Consulting Engineering to perform general and specialized wastewater consulting engineering services; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said wastewater consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, T&M Associates of 1455 Broad Street, Suite 250, Bloomfield, NJ 07003, responded to said RFQ/RFP and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals submitted and thereby determined to award a contract for general and specialized wastewater consulting engineering services to T&M Associates; and

WHEREAS, T&M Associates, has in its employ, individuals possessing the requisite licensure, knowledge and skills with which to perform the services encompassed by the proposed Agreement; and

WHEREAS, the form of Professional Services Agreement has been executed, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized wastewater engineering consulting services by T&M Associates to the Authority for the period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. The Professional Services Agreement between SCMUA and T&M Associates, a true copy of which is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.
2. That said contract is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.



3. That one (1) copy of this Resolution, together with the contract itself shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall take effect in accordance with N.J.A.C. 40:14B-14(e).

Certified as a true copy of the Resolution  
adopted by the Authority at their Regular Authority Meeting  
held on Wednesday, March 3, 2021.

  
Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PS&S FOR GENERAL AND SPECIALIZED WASTEWATER FACILITIES CONSULTING ENGINEERING SERVICES AND ENVIRONMENTAL LSRP SERVICES FOR 2021**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for general and specialized wastewater consulting engineering and environmental/LSRP services; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said wastewater consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, PS&S of 3 Mountainview Road, Warren, NJ 07059, responded to said RFQ/RFP and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals submitted and thereby determined to award a contract for general and specialized wastewater consulting engineering and environmental/LSRP services to PS&S; and

WHEREAS, PS&S, has in its employ, individuals possessing the requisite licensure, knowledge and skills with which to perform the services encompassed by the proposed Agreement; and

WHEREAS, the form of Professional Services Agreement has been executed, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized wastewater consulting engineering and environmental/LSRP services by PS&S to the Authority for the period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. The Professional Services Agreement between SCMUA and PS&S, a true copy of which is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.
2. That said contract is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.

3. That one (1) copy of this Resolution, together with the contract itself shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall take effect in accordance with N.J.A.C. 40:14B-14(e).

Certified as a true copy of the Resolution  
adopted by the Authority at their Regular Authority Meeting  
held on Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH SUBURBAN CONSULTING ENGINEERS FOR GENERAL AND SPECIALIZED WASTEWATER FACILITIES CONSULTING ENGINEERING SERVICES AND ENVIRONMENTAL LSRP SERVICES FOR 2021**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for general and specialized wastewater consulting engineering and environmental/LSRP services; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said wastewater consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Suburban Consulting Engineers of 96 US Highway 206, Suite #101 Flanders, NJ 07836, responded to said RFQ/RFP and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals submitted and thereby determined to award a contract for general and specialized wastewater consulting engineering and environmental/LSRP services to Suburban Consulting Engineers; and

WHEREAS, Suburban Consulting Engineers, has in its employ, individuals possessing the requisite licensure, knowledge and skills with which to perform the services encompassed by the proposed Agreement; and

WHEREAS, the form of Professional Services Agreement has been executed, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized wastewater consulting engineering and environmental/LSRP services by Suburban Consulting Engineers to the Authority for the period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. The Professional Services Agreement between SCMUA and Suburban Consulting Engineers, a true copy of which is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.
2. That said contract is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.
3. That one (1) copy of this Resolution, together with the contract itself shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall take effect in accordance with N.J.A.C. 40:14B-14(e).

Certified as a true copy of the Resolution  
adopted by the Authority at their Regular Authority Meeting  
held on Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH KLEINFELDER FOR SPECIALIZED WATER QUALITY STUDIES CONSULTANT FOR 2021**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for Wastewater Consulting Engineering to perform specialized water quality studies consultant services; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said wastewater consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Kleinfelder of 150 College Road West, Suite 100 Princeton, NJ 08540, responded to said RFQ/RFP and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals submitted and thereby determined to award a contract for specialized water quality studies consultant services to Kleinfelder; and

WHEREAS, Kleinfelder, has in its employ, individuals possessing the requisite licensure, knowledge and skills with which to perform the services encompassed by the proposed Agreement; and

WHEREAS, the form of Professional Services Agreement has been executed, a true copy of which is annexed hereto as Attachment A, for the provision of specialized water quality studies consultant services by Kleinfelder to the Authority for the period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. The Professional Services Agreement between SCMUA and Kleinfelder, a true copy of which is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.
2. That said contract is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.

3. That one (1) copy of this Resolution, together with the contract itself shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall take effect in accordance with N.J.A.C. 40:14B-14(e).

Certified as a true copy of the Resolution  
adopted by the Authority at their Regular Authority Meeting  
held on Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH ARM GROUP, INC. FOR GENERAL AND SPECIALIZED SOLID WASTE FACILITIES CONSULTING ENGINEERING SERVICES - 2021

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a continuing need for general and specialized solid waste consulting engineering services incidental to the operation and development of its Solid Waste Facilities; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said general and specialized solid waste consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, ARM Group, Inc. at 1129 West Governor Road, P.O. Box 797, Hershey, PA 17033-0797 responded to said RFQ/RFP on December 15, 2020 and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals and thereby determined to award via "Fair and Open" Process a contract for general and specialized solid waste consulting engineering services to ARM Group, Inc. (ARM); and

WHEREAS, ARM had submitted a proposal dated December 15, 2020 for a one year contract along with an attached 2021 Rate Schedule for the required Scope of Work; and

WHEREAS, a proposed form of Professional Services Agreement has been drafted, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized solid waste facilities engineering consulting services by ARM Group, Inc. to the Authority for the effective period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. That the Chairman and Secretary of the Authority be and are hereby authorized and directed to execute a Professional Services Agreement with ARM for provision of general and specialized solid waste consulting engineering services, a true copy of which contract is annexed hereto as Attachment A.
2. That said contract be and is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.



3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall become effective 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, March 3, 2021.

  
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Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH TETRA TECH FOR GENERAL AND SPECIALIZED SOLID WASTE CONSULTING ENGINEERING SERVICES - 2021

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a continuing need for general and specialized solid waste consulting engineering services incidental to the operation and development of its Solid Waste Facilities; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said solid waste consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Tetra Tech at 90 Crystal Run Road, Suite 201, Middletown, NY 10941, responded to said RFQ/RFP on December 15, 2020 and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals and thereby determined to award via "Fair and Open" Process a contract for solid waste consulting engineering services (among others) to Tetra Tech ; and

WHEREAS, Tetra Tech had submitted a proposal dated December 15, 2020 for a one year contract along with an attached 2021 Rate Schedule for the required Scope of Work; and

WHEREAS, a proposed form of Professional Services Agreement has been drafted, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized solid waste consulting engineering services by Tetra Tech to the Authority for the effective period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. That the Chairman and Secretary of the Authority be and are hereby authorized and directed to execute a Professional Services Agreement with Tetra Tech for provision of general and specialized solid waste consulting engineering services, a true copy of which contract is annexed hereto as Attachment A.
2. That said contract be and is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.

3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. 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, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH STERNS, CONRAD, AND SCHMIDT (SCS ENGINEERS) FOR GENERAL AND SPECIALIZED SOLID WASTE CONSULTING ENGINEERING SERVICES - 2020**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a continuing need for general and specialized solid waste consulting engineering services incidental to the operation and development of its Solid Waste Facilities; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said solid waste consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, SCS Engineers Inc. of 4 Executive Boulevard, Suite 303, Suffern, NY 10901, responded to said RFQ/RFP on December 14, 2020 and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals and thereby via "Fair and Open" processed a contract for general and specialized solid waste consulting engineering services to SCS Engineers; and

WHEREAS, SCS has submitted a proposal dated December 14, 2020 for a one year contract along with 2021 Rate Schedule for the required Scope of Work; and

WHEREAS, a proposed form of Professional Services Agreement has been drafted, a true copy of which is annexed hereto as Attachment A, for the provision of general and specialized solid waste consulting engineering services by SCS to the Authority for the effective period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. That the Chairman and Secretary of the Authority be and are hereby authorized and directed to execute a Professional Services Agreement with SCS for provision of general and specialized solid waste consulting engineering services, a true copy of which contract is annexed hereto as Attachment A.
2. That said contract be and is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.

3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. 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, March 3, 2021.



Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH AMY S. GREENE ENVIRONMENTAL CONSULTANTS, INC. FOR SPECIALIZED ENVIRONMENTAL SERVICES FOR 2021

WHEREAS, the Authority has a continued need for the performance of Specialized Environmental Services; and

WHEREAS, SCMUA on November 16, 2020 has duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Amy S. Greene Environmental Consultants, Inc. (Amy S. Greene) of Flemington, New Jersey, responded to said RFQ/RFP and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals submitted and thereby determined to award a contract for Specialized Environmental Consulting Services to Amy S. Greene; and

WHEREAS, the SCMUA awarded via "Fair and Open" Process a Professional Services Agreement with Amy S. Greene for 2021; and

WHEREAS, Amy S. Greene has provided a 2021 Rate Schedule (attached); and

WHEREAS, the Authority is desirous of retaining Amy S. Greene for the period commencing February 3, 2021 through February 28, 2022; and

WHEREAS, the Commissioners and the Authority's staff have reviewed the aforementioned documents including Amy S. Greene 2021 Rate Schedule and have determined that acceptance thereof would be in the best interest of the SCMUA.

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

1. The Professional Services Agreement with Amy S. Greene for provision of specialized environmental consulting services, a true copy of which contract is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.

2. That said contract is hereby awarded utilizing the prior provisions of the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.
3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA Administrative Office for public inspection during the normal business hours of said office.
4. 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, March 3, 2021.

  
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Andrea Cocula, Secretary

RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH GABEL ASSOCIATES FOR SPECIALIZED ENERGY CONSULTING SERVICES FOR 2021

WHEREAS, there exists a need to continue with the services of an energy consultant for the Sussex County Municipal Utilities Authority (SCMUA) with respect to its current and potential renewable energy programs; and

WHEREAS, SCMUA on November 16, 2020 has duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said energy consulting services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, Gabel Associates of Highland Park, New Jersey (Gabel) responded to said RFQ/RFP and possesses a staff having requisite training, expertise and experience required to provide such services; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposal submitted and thereby determined to award a contract for specialized energy consulting services; and

WHEREAS, the Authority is desirous of retaining Gabel for the period commencing February 3, 2021 through February 28, 2022; and

WHEREAS, a Professional Services Agreement, a true copy of which is annexed hereto as Attachment A, for the provision of specialized wastewater engineering consulting services by Gabel Associates to the Authority, commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the award of this contract meets the statute and regulations governing the award of said contracts; and

WHEREAS, the local public contract law required that the Resolution authorizing the award of contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. The Professional Services Agreement with Gabel Associates for provision of energy consulting services, a true copy of which contract is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.
2. That said contract is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.



3. That one (1) copy of this Resolution, together with the contract itself, upon the execution thereof, shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. 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 Authority Meeting  
Held on Wednesday, March 3, 2021.

  
Andrea Cocula, Secretary

**RESOLUTION RE: AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH TRINITY CONSULTANTS FOR GENERAL AND SPECIALIZED AIR PERMIT CONSULTING SERVICES FOR 2021**

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) has a need for General and Specialized Air Permit Consulting to perform permit consulting services; and

WHEREAS, on November 16, 2020 SCMUA duly noticed and solicited a Request for Qualifications/Request for Proposals (RFQ/RFP) for said specialized consulting engineering services utilizing a "Fair and Open" Process pursuant to N.J.S.A. 19:44 – 20.4 et seq.; and

WHEREAS, SCMUA reviewed the RFQ/RFP proposals submitted and thereby determined to award a contract for general and specialized air permit consulting services to Trinity Consultants; and

WHEREAS, Trinity Consultants, of 15 Roszel Road, Suite 105, Princeton, NJ 08540, responded to said RFQ/RFP has in its employ, individuals possessing the requisite licensure, knowledge and skills with which to perform the services encompassed by the proposed Agreement; and

WHEREAS, the form of Professional Services Agreement has been executed, a true copy of which is annexed hereto as Attachment A, for the provision of specialized air permit consulting services by Trinity to the Authority for the period commencing February 3, 2021 and ending February 28, 2022; and

WHEREAS, the local public contracts law requires that the Resolution authorizing the award of a contract for Professional Services and the Agreement itself, must be available for public inspection.

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

1. The Professional Services Agreement between SCMUA and Trinity Consultants, a true copy of which is annexed hereto as Attachment A, is hereby effective February 3, 2021 through February 28, 2022.
2. That said contract is hereby awarded utilizing the "Fair and Open" process pursuant to N.J.S.A. 19:44 – 20.4, et seq.

3. That one (1) copy of this Resolution, together with the contract itself shall be made available at the SCMUA's offices for public inspection during the normal business hours of said office.
4. This resolution shall take effect in accordance with N.J.A.C. 40:14B-14(e).

Certified as a true copy of the Resolution  
adopted by the Authority at their Regular Authority Meeting  
held on Wednesday, March 3, 2021.

  
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Andrea Cocula, Secretary

**RESOLUTION RE: PROFESSIONAL SERVICES AGREEMENT FOR SURVEYING SERVICES TO LOUIS J. WEBER & ASSOCIATES, INC. - 2021**

WHEREAS, the SCMUA has a need for Professional Surveying Services from time to time for it's Solid Waste Facilities and Wastewater Facilities; and

WHEREAS, Louis J. Weber & Associates, Inc. submitted a proposal for said services dated January 14, 2021; and

WHEREAS, the SCMUA staff have reviewed the proposal submitted by Louis J. Weber & Associates, Inc. (Weber) and concluded they have in its employ, individuals possessing the requisite licensure, knowledge and skills with which to perform the services encompassed by the proposed Agreement; and

WHEREAS, Weber has satisfactorily performed professional surveying services for SCMUA over the past several years; and

WHEREAS, the contract award to Weber shall be "non fair and open", and shall further be limited to a maximum annual ("not-to-exceed") amount of \$17,000.

NOW THEREFORE, BE IT RESOLVED, that Weber and the SCMUA enter into an Agreement for 2021 to be billed in accordance with Weber's 2021 Rate Schedule submitted with the attached proposal.

BE IT FURTHER RESOLVED that SCMUA staff and legal Counsel are authorized to prepare said agreement with Louis J. Weber & Associates, Inc., and that the Chairman and Secretary are hereby authorized to execute same.

Certified as a true copy of the Resolution adopted by the Authority at their Regular Meeting held on Wednesday, March 3, 2021.



Andrea Cocula, Secretary