

**RESOLUTION RE: AUTHORIZING THE APPOINTMENT OF A HEALTH BENEFITS CONSULTANT TO EVALUATE THE AUTHORITY'S EMPLOYEE HEALTH BENEFITS PROGRAM**

**WHEREAS**, the Sussex County Municipal Utilities Authority (hereinafter, the Authority) provides eligible full-time employees and eligible Retirees with Medical, Prescription, Dental and other ancillary coverages as part of a comprehensive Health Benefits Program; and

**WHEREAS**, there exists a need for Insurance Broker/Consultant services for the Health Benefits Program and related coverages; and

**WHEREAS**, more specifically, the State Health Benefit Program (SHBP), the current medical and prescription benefits provider for the Authority, approved an approximate twenty-one percent (21%) increase in rates for Calendar Year 2023, affirming the need to perform due diligence on alternate financial instruments to the SHBP, including but not limited to a Health Insurance Fund (HIF) and the commercial market; and

**WHEREAS**, the SCMUA Board of Commissioners, in consultation with the Executive Director and Comptroller has discussed and deliberated the advantages to appointing a Health Benefits Consultant; and

**WHEREAS**, PIA Security Programs, a division of World Insurance Associates, LLC has extensive experience as a Consultant for Health Insurance Programs, and given their success and experience with public entities throughout northern NJ, transparent and competitive fee structure and other factors considered thereof, it is advantageous for the Authority to appoint PIA Security Programs, Health Benefits Consultant and Broker of Record for Medical, Prescription, Dental and other ancillary coverages comprising the Health Benefits Program, and

**WHEREAS**, the New Jersey Department of Community Affairs, Division of Local Government Services, Local Finance Notice AU 2002-2 defines Insurance Consulting Services as an Extraordinary Unspecifiable Service.

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

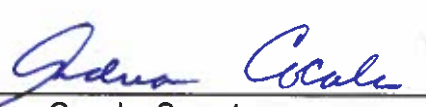
1. The Chairman and Executive Director are hereby authorized to execute an Agreement with P.I.A. Security Programs, a division of World Insurance Associates, LLC, 429 Hackensack Street, Carlstadt, NJ 07072.
2. For Insurance Consulting Services related to the medical/prescription coverages, there shall be no remuneration. For all other coverages authorized by the Authority, including but not limited to Employee Health Benefits (Group Dental, Group Life, AD&D, STD & LTD, as applicable), the Consultant shall receive, as full compensation, the standard brokerage commissions paid by the insurance company, consistent with industry standards and practice.

**BE IT FURTHER RESOLVED**, this appointment is made without public advertising and bidding as an "extraordinary unspecifiable service" under the provisions of the NJ Public Contracts Law, which permits the waiving of public advertising and bidding for service of this nature.

**BE IT FURTHER RESOLVED**, a certified copy of this Resolution shall be provided to the Comptroller, Auditor and PIA Security Programs, a division of World Insurance Associates, LLC, 429 Hackensack Street, Carlstadt, NJ 07072.

Certified as a true copy of the Resolution adopted by the Authority at their Regular Meeting held on Wednesday, June 7, 2023.

ATTEST:

  
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Ronald Petillo, Chairman  
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Andrea Cocula, Secretary

**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):

Nitrate Litigation, Landfill Expansion Project – North Berm Cap

Vernon Litigation Atty Fees

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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 Items

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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 7, 2023.

  
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Andrea Cocula, Secretary