

RESOLUTION RE: AMENDING THE SCMUA'S FY2026 UPPER WALLKILL FACILITY CAPITAL OUTLAY BUDGET

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) introduced and subsequently adopted its FY2026 Budget on November 26, 2025; and

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

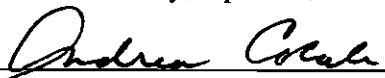
WHEREAS, N.J.A.C. 5:31 – 2.8 provides that all budget amendments shall be approved by resolution.

THEREFORE, BE IT RESOLVED, that the adopted FY2026 SCMUA Upper Wallkill Facility Capital Outlay Budget ending November 26, 2025 be amended as follows:

<u>Expenses</u>	<u>From</u>	<u>To</u>
Capital Outlay		
UW3601– Paving & Crack Sealing	\$50,000	\$53,000
UW3605 –Building Improvements	<u>\$15,000</u>	<u>\$12,000</u>
Total	\$65,000	\$65,000

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

Certified as a true copy of the Resolution adopted by the Authority At their Regular Authority Meeting Held on Wednesday, April 15, 2026.


Andrea Cocula, Secretary

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

RESOLUTION RE: AUTHORIZING THE AWARD OF A ONE-YEAR CONTRACT AGREEMENT BETWEEN THE SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA) AND PACE ANALYTICAL SERVICES, LLC FOR LABORATORY TESTING SERVICES AT WASTEWATER FACILITIES (CONTRACT #26-10)

WHEREAS, the SCMUA has a need for Laboratory Services for its Wastewater Facilities; and

WHEREAS, Garden State Laboratories, Inc. submitted a proposal dated March 2, 2026 and Pace Analytical Services, LLC on March 30, 2026, for said services; and

WHEREAS, the proposal submitted by Garden State Laboratories, Inc. is in the amount of \$20,380.00, and the proposal submitted by Pace Analytical Services, LLC is in the amount of \$12,168.00 for a one (1) year term from an effective date established by SCMUA (exclusive of any resampling events deemed necessary based on analytical results); and

WHEREAS, the SCMUA Staff concluded that Pace Analytical Services 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, the unit bid prices for all analysis parameters has been reviewed and approved for the following locations: Upper Walkkill, Hampton Commons, Paulinskill, and Homestead Health Center, and it is in the best interest of the SCMUA to award a contract; and

WHEREAS, SCMUA staff recommends award of a contract to Pace Analytical Services, LLC in the amount of \$12,168.00 for a one (1) year term from the effective start date established by SCMUA (exclusive of any resampling events deemed necessary based on analytical results); and

WHEREAS, the SCMUA has determined to enter into this agreement under the Non-Fair and Open Process for Professional Services pursuant to N.J.S.A. 19:44A-20.4 et seq., for a term of one (1) calendar year commencing on a date no later than August 1, 2026; and

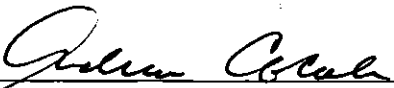
WHEREAS, the Authority's Qualified Purchasing Agent has reviewed and recommended approval of this contract award; and

WHEREAS, the Authority's Treasurer has certified that sufficient funds are available to finance the project.

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

1. Executive Director and SCMUA Staff are hereby authorized and directed to execute Contract 26-10 with Pace Analytical Services, LLC, according to the prices stated within their Bid Proposal.
2. The contract is awarded under the Non-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 laboratory in 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, April 15, 2026.



Andrea Cocula, Secretary

W:\01\Common\Common\Contracts\Wastewater\Annual Contracts\Contract No. 26-10 Laboratory Services (wwtr)\Resolution\Resolution - 26-10 Laboratory Resolution.doc

RESOLUTION RE: AUTHORIZING DISPOSAL OF VARIOUS SCMUA RECORDS

WHEREAS, the Sussex County Municipal Utilities Authority (SCMUA) is required to retain certain public records according to the schedule as provided by the State of New Jersey, Department of Treasury, Division of Revenue and Enterprise Services - Records Management Services; and

WHEREAS, pursuant to N.J.S.A. 47:3-15 et. seq. there is a standardized procedure for the disposal of public records; and

WHEREAS, the SCMUA through its Records Custodian and Staff have processed a request through the State of New Jersey, Department of Treasury, Division of Revenue and Enterprise Services - Records Management Services to dispose of various records, (from Retention Schedules C550000-003, C820000-020); and

WHEREAS, the State of New Jersey, Division of Archives and Records Management (DARM) has approved and authorized said request for disposal of SCMUA qualifying records and files (Authorization #387562 and #387568); and


WHEREAS, the SCMUA Board of Commissioners has been advised by the Comptroller/Records Custodian that these public records have been audited, the audit approved and said records are not required for future audits and have ceased to have sufficient value to warrant further retention; and

WHEREAS, the Commissioners have been advised by the Comptroller/Records Custodian and Office Manager/Recording Secretary that the attached noted documents (Authorization #387562 and #387568) are to be destroyed as authorized by DARM.

NOW THEREFORE BE IT RESOLVED by the SCMUA Board of Commissioners as follows:

1. The public records as listed on the attached "Request and Authorization for Records Disposal" forms to be disposed of in the proper manner.
2. The request (Authorization #387562 and #387568), as approved by the State of New Jersey, Department of Treasury, Division of Revenue and Enterprise Services - Records Management Services shall be retained in the official records of the SCMUA
3. This resolution's approval is subject to N.J.S.A. 40:20-71.3.

Certified as a true copy of the
Resolution as adopted by the Authority
at their Regular Meeting held on
Wednesday, April 15, 2026.



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):

- (2) Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

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

- (3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

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

- (4) Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

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

- (5) Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

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

- (6) Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

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

- (7) Any pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein in which the public body is, or may become a party.

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

Vernon Township Litigation, Bright Horizons Connection Fee Service Charge
Status

(8) Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

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

(9) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

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

Personnel Matters

(10) Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.

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

NOW, THEREFORE, be it further resolved by the Sussex County Municipal Utilities Authority that pursuant to N.J.S.A. 10:4-13(b) the time when and the circumstances under which the discussion conducted in closed session of the public body can be disclosed to the public is when the need for confidentiality no longer exists.

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Resolution adopted by the Authority
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on April 15, 2026



Andrea Cocula, Secretary