

RESOLUTION RE: AMENDING THE SCMUA'S FY2026 SOLID WASTE 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 Solid Waste Facility Operating Budget to reallocate certain Capital Outlay expenditures (no increase in overall budget amount); and

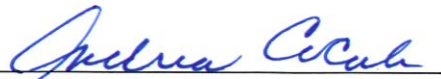
WHEREAS, N.J.A.C. 5:31 – 2.8 provides that all budget amendments shall be approved by resolution.

THEREFORE, BE IT RESOLVED, that the adopted FY2026 SCMUA Solid Waste Operating Budget ending November 30, 2026 be amended as follows:

| <u>Expenses</u>                        | <u>From</u> | <u>To</u> |
|----------------------------------------|-------------|-----------|
| <b>Capital Outlay</b>                  |             |           |
| LF3602– Fence Replacement              | \$30,000    | \$36,000  |
| LF3605 – Crack Seal & Line Parking Lot | \$35,000    | \$29,000  |
| Total                                  | \$65,000    | \$65,000  |

BE IT FURTHER RESOLVED that a copy 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, September 2, 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. Finkeldie | x   |                      |         |        |

RESOLUTION RE: AUTHORIZING DISPOSAL OF MEETING AUDIO  
RECORDINGS

WHEREAS, the policy of the Sussex County Municipal Utilities Authority (SCMUA) is to record via audio recording device, the meetings of the SCMUA for the purpose of assisting the Recording Secretary in the preparation of written meeting minutes which are subsequently approved by the Commissioners of the SCMUA and retained in appropriate secured minute books; and

WHEREAS, pursuant to N.J.S.A.47:3-15 et. seq. there is established by the State of New Jersey a standardized procedure for the disposal of audio and video recordings of governmental meetings; and

WHEREAS, the Authority, through its Records Custodian and Office Manager/Recording Secretary, has processed a request through the State of New Jersey, Department of Treasury - Division of Revenue and Enterprise Services Records Management Services (RMS), for the Authority to dispose of audio meeting recordings for the time period of January 2025 through March 2026; and

WHEREAS, the State of New Jersey – Department of Treasury - Division of Revenue and Enterprise Services Records Management Services has approved and authorized said request and authorization (#412216) for records disposal; and

WHEREAS, the Commissioners have been advised by the Records Custodian and Office Manager/Recording Secretary that all minutes of meetings from January 2025 through March 2026 have been reduced to writing and that the written form of minutes have been approved and adopted by the Authority at duly called public meetings and as such there is no necessity to retain the recording of the specific meetings noted, in that the official records of the meeting are the typed minutes;

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

1. The audio meeting minute recordings of the Authority for the period January 2025 through March 2026 are hereby authorized to be disposed of by the Authority Office Manager/Recording Secretary.
2. The Request and Authorization for Records Disposal submitted 8/18/26 and approved by the Department of Treasury - Division of Revenue and Enterprise Services Records Management Services in the State of New Jersey on 8/18/26 same bearing Authorization #412216 shall be retained in the official records of the SCMUA.

Certified as a true copy of the resolution  
adopted by the Authority at their Regular  
Meeting held on Wednesday, September 2, 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):

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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):

Upper Wallkill Facility Nitrate Rehabilitation Project

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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 September 2, 2026

  
Andrea Cocula, Secretary