

MUSCONETCONG SEWERAGE AUTHORITY



2026 Reorganization Meeting
February 26, 2026

REORGANIZATION MEETING OF THE MUSCONETCONG SEWERAGE AUTHORITY

Mt. Olive Township Council Chambers.204 Flanders Drakestown Road, Budd Lake, NJ 07828

Diane Alexander, Esq. called the meeting to order at 7:30 PM. Following the Pledge of Allegiance to the Flag, announcement was made that adequate notice of this meeting had been provided for as defined by the “Open Public Meetings Act.”

Members Present: Andrew Cangiano, Michael Grogan, John Hemmendinger, Brian McNeilly, Melanie Michetti, Steven Rattner, Anthony Riccardi, Thomas Romano, Joseph Schwab, Elmer Still, Jack Sylvester

Members Absent: Richard Schindelar

Others Present: Diane Alexander, Esq., James Cosgrove, Jilliam Martucci – Office Manager, James Schilling – Executive Director, James Wancho - PE

Others Absent: Thomas Carroll – QPA

- Oaths of Office were moved up on the agenda.
 - Re-Appointing Mr. Cangiano as Commissioner for the Borough of Mount Arlington

Attendance Roll Call:

Name:	Present:	Absent:
Cangiano	x	
Grogan	x	
Hemmendinger	x	
McNeilly	x	
Michetti	x	
Rattner	x	
Riccardi	x	
Romano	x	
Schindelar		x
Schwab	x	
Still	x	
Sylvester	x	

Diane Alexander, Esq., opened the floor for nominations for Chairman.

- Motion made by Mr. Sylvester and seconded by Mr. McNeilly nominating Steven Rattner as Chairman for 2026.
- Motion to close nominations made by Mr. Romano and seconded by Mrs. Michetti
- Ms. Alexander, Esq, closed the nominations.

Steven Rattner, as Chairman, was carried by a roll-call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan			x			
Hemmendinger			x			
McNeilly		x	x			
Michetti		x - close	x			
Rattner			x			
Riccardi			x			
Romano	x - close		x			
Schindelar					x	
Schwab			x			
Still			x			
Sylvester	x - open		x			

- Chairman Rattner opened the floor for nominations for Vice Chairman.
 - Motion offered by Mr. Still seconded by Mr. Cangiano nominating John Sylvester as Vice Chairman for 2026.
 - Motion to close nominations offered by Mr. McNeilly and seconded by Mr. Romano
 - Chairman Rattner closed the nominations.

John Sylvester, as Vice Chairman, was carried by a unanimous roll-call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano		x	x			
Grogan			x			
Hemmendinger			x			
McNeilly	x - close		x			
Michetti			x			
Rattner			x			
Riccardi			x			
Romano		x - close	x			
Schindelar					x	
Schwab			x			
Still	x - open		x			
Sylvester			x			

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- Chairman Rattner opened the floor for nominations for Secretary-Treasurer
 - Motion offered by Mr. Romano, seconded by Mrs. Michetti, nominating Joseph Schwab as Secretary-Treasurer for 2026.
 - Motion to close nominations offered by Mr. Sylvester, seconded by Mr. Riccardi.
 - Chairman Rattner closed the nominations.
- Joseph Schwab, as Secretary-Treasurer, was carried by unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan			x			
Hemmendinger			x			
McNeilly			x			
Michetti		x	x			
Rattner			x			
Riccardi		x - close	x			
Romano	x - open		x			
Schindelar					x	
Schwab			x			
Still			x			
Sylvester	x - close		x			

- Chairman Rattner opened the floor for nominations for Assistant Secretary-Treasurer
 - Motion offered by Mr. Schwab, seconded by Mr. Riccardi, nominating Thomas Romano as Assistant Secretary-Treasurer for 2026.
 - Motion to close nominations offered by Mr. Sylvester, seconded by Mr. Schwab.
 - Chairman Rattner closed the nominations.

Thomas Romano, as Assistant Secretary-Treasurer, was carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan			x			
Hemmendinger			x			
McNeilly			x			
Michetti			x			
Rattner			x			
Riccardi		x	x			
Romano			x			
Schindelar					x	
Schwab	x - open	x - close	x			
Still			x			
Sylvester	x - close		x			

- Motion offered by Mr. Still, seconded by Mr. Riccardi, for the following Committees to remain the same for 2026 with only one change(s) to add Mr. Hemmendinger to the Finance Committee, was carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan			x			
Hemmendinger			x			
McNeilly			x			
Michetti			x			
Rattner			x			
Riccardi		x	x			
Romano			x			
Schindelar					x	
Schwab			x			
Still	x		x			
Sylvester			x			

<u>Finance/Audit Committee</u>	John Hemmendinger, Thomas Romano, Steven Rattner, Joseph Schwab
<u>Engineering, Operations, Maintenance & Safety Committee</u>	Michael Grogan, Richard Schindelar, Melanie Michetti, Elmer Still
<u>Personnel Committee</u>	John Sylvester (Chair), Brian McNeilly, Andrew Cangiano
<u>Purchasing Commissioner</u>	Elmer Still

*Resolutions 26-03 through 26-12 related to Appointments for 2026 were offered on a motion to approve Resolutions 26-03 through 26-12 was made by Mr. Sylvester and seconded by Mr. McNeilly, carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan			x			
Hemmendinger			x			
McNeilly		x	x			
Michetti			x			
Rattner			x			
Riccardi			x			
Romano			x			
Schindelar					x	
Schwab			x			
Still			x			
Sylvester	x		x			

*See attached resolutions

Resolution 26-13 related to Professional Appointments for 2026 was offered on a motion made by Mrs. Michetti and was seconded by Mr. Grogan, carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan		x	x			
Hemmendinger			x			
McNeilly			x			
Michetti	x		x			
Rattner			x			
Riccardi			x			
Romano			x			
Schindelar					x	
Schwab			x			
Still			x			
Sylvester			x			

*See attached resolutions

Resolution 26-14 was offered on a motion made by Mr. Sylvester and was seconded by Mr. Riccardi, carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano			x			
Grogan			x			
Hemmendinger			x			
McNeilly			x			
Michetti			x			
Rattner			x			
Riccardi	x		x			
Romano			x			
Schindelar					x	
Schwab		x	x			
Still			x			
Sylvester			x			

*See attached resolutions

Resolution 26-15 was offered on a motion made by Mr. Romano and was seconded by Mr. Cangiano, carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano		x	x			
Grogan			x			
Hemmendinger			x			
McNeilly			x			
Michetti			x			
Rattner			x			
Riccardi			x			
Romano	x		x			
Schindelar					x	
Schwab			x			
Still			x			
Sylvester			x			

*See attached resolutions

Resolution 26-16 was offered on a motion made by Mr. McNeilly and was seconded by Mr. Cangiano, carried by the unanimous roll call vote of members present.

Name:	Motion:	Second:	Yes:	No:	Absent:	Abstain:
Cangiano		x	x			
Grogan			x			
Hemmendinger			x			
McNeilly	x		x			
Michetti			x			
Rattner			x			
Riccardi			x			
Romano			x			
Schindelar					x	
Schwab			x			
Still			x			
Sylvester			x			

*See attached resolutions

At the direction of Counsel, Chairman Rattner transitioned to the Regular Meeting of Musconetcong Sewerage Authority at 07:44pm

RESOLUTION 26-03

**RESOLUTION APPOINTING MSA OFFICE MANAGER JILLIAM MARTUCCI
AS AFFIRMATIVE ACTION COMPLIANCE OFFICER**

WHEREAS, the Musconetcong Sewerage Authority (the “Authority”) obtains Property & Casualty insurance coverages through its membership in the New Jersey Joint Insurance Fund (hereinafter, the “NJUA” or “JIF”); and

WHEREAS, the JIF offers incentives for members who comply with certain underwriting requirements; and

WHEREAS, one of the JIF’s requirements is to appoint an Affirmative Action Compliance officer; and

WHEREAS, the Musconetcong Sewerage Authority desires to appoint Jilliam Martucci, MSA Office Manager, as its Affirmative Action Compliance Officer.

NOW, THEREFORE, BE IT RESOLVED by the Musconetcong Sewerage Authority as follows:

1. Jilliam Martucci is hereby appointed to serve as the Authority’s Affirmative Action Compliance Officer, effective immediately, and is directed to forward a copy of this Resolution to the JIF.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-04

**RESOLUTION APPOINTING MSA DIRECTOR JAMES SCHILLING
AS PUBLIC AGENCY COMPLIANCE OFFICER**

WHEREAS, the New Jersey Administrative Code, N.J.A.C. 17:27-3.3, requires that every public agency appoint a Public Agency Compliance Officer (“PACO”) for the purpose of ensuring the agency’s compliance with those rules providing for equal opportunity in the performance of contracts, and to perform any liaison and assistance functions as may be requested by the NJ Division of Purchase and Property Contract Compliance Audit Unit, EEO Monitoring Program (the “Unit”) and to fulfill the requirements and be responsible for coordination of all elements of the Socially and Economically Disadvantaged Business Utilization Plan (SED Plan) as part of requirements of the NJDEP and NJ Environmental Infrastructure Trust Program, as warranted.

NOW, THEREFORE, BE IT RESOLVED by the Musconetcong Sewerage Authority as follows:

1. MSA Director James Schilling is hereby appointed to serve as the Authority’s Public Agency Compliance Officer (“PACO”), effective immediately, for the purpose of ensuring the agency’s compliance with those rules providing for equal opportunity in the performance of contracts, and to perform any liaison and assistance functions as may be requested by the NJ Division of Purchase and Property Contract Compliance Audit Unit, EEO Monitoring Program (the “Unit”) and to fulfill the requirements and be responsible for coordination of all elements of the Socially and Economically Disadvantaged Business Utilization Plan (SED Plan) as part of the requirements for the NJDEP and NJ Environmental Infrastructure Trust Program, as warranted.
2. James Schilling is hereby authorized and directed to file a Designation of Public Agency Compliance Officer form with the NJ Division of Purchase and Property Contract Compliance Audit Unit, EEO Monitoring Program, which filing shall include a copy of this Resolution.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-05

**RESOLUTION APPOINTING MSA DIRECTOR JAMES SCHILLING
AS NEW JERSEY UTILITY AUTHORITIES
JOINT INSURANCE FUND COMMISSIONER**

WHEREAS, Public Law 1983, c.372 (N.J.S.A. 40A:10-36 *et seq.*) permits municipalities to join together to form a joint insurance fund; and

WHEREAS, the New Jersey Utility Authorities Joint Insurance Fund is duly constituted as a Municipal Self-Insurance Fund; and

WHEREAS, the Musconetcong Sewerage Authority is a member of the New Jersey Utility Authorities Joint Insurance Fund; and

WHEREAS, N.J.S.A. 40A:10-36 *et seq.*, as well as, Article III, Paragraph 1(a) of the Bylaws of the New Jersey Utility Authorities Joint Insurance Fund provide that, in the manner generally prescribed by law, each member shall appoint one (1) commissioner to the Fund. Each member shall select either a member of its governing body or one of its employees; and

WHEREAS, pursuant to Article III, Paragraph 2(c) of the By-Laws, Commissioners who are employees of the appointing utility authority shall hold office at the pleasure of the utility authority and can be removed by the utility authority at any time without cause.

NOW THEREFORE BE IT RESOLVED by the Musconetcong Sewerage Authority, that MSA Director James Schilling is hereby appointed to serve as Fund Commissioner to the New Jersey Utility Authorities Joint Insurance Fund, effective immediately, until such time as he is replaced by the MSA or until the Authority's 2027 reorganization, whichever occurs first.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-06

**RESOLUTION APPOINTING MSA DIRECTOR JAMES SCHILLING AS
LICENSED UNDERGROUND STORAGE TANK (“UST”) OPERATOR**

WHEREAS, the Musconetcong Sewerage Authority (“MSA”) owns and operates three (3) Underground Storage Tanks (“USTs”) on the premises of its sewerage treatment facility; and

WHEREAS, the New Jersey Department of Environmental Protections (“NJDEP”) requires that each facility having a UST appoint a licensed UST operator; and

WHEREAS, James Schilling, Director of MSA, has obtained UST Operators Licenses Class A, B, and C from the NJDEP.

NOW THEREFORE BE IT RESOLVED, that James Schilling is hereby appointed as the MSA Licensed UST Operator.

NOW THEREFORE BE IT FURTHER RESOLVED, that James Schilling shall maintain in good standing his UST Operator’s Licenses during this appointment, and shall notify MSA if any such licenses shall be suspended, terminated or not renewed. As compensation for said appointment, James Schilling shall receive an annual incentive bonus for 2026 in the amount of Two Thousand (\$2,000) dollars payable within the first 90 days of the beginning of each year. Said incentive bonus shall be separate and apart from his annual salary and shall not be included in the calculation of pension and benefits.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-07

**RESOLUTION DESIGNATING THOSE INDIVIDUALS AUTHORIZED TO
SIGN CHECKS AND INITIATE WIRE TRANSFERS**

WHEREAS, pursuant to N.J.A.C. 5:31-4.2, the Musconetcong Sewerage Authority (the "Authority") shall, at each organization meeting, designate by Resolution the individuals whose signatures shall appear on checks drawn upon the treasury of the Authority, and the individuals who shall initiate and authorize transactions utilizing standard electronic funds transfer technologies.

NOW, THEREFORE, BE IT RESOLVED by Musconetcong Sewerage Authority that, until the date of the next reorganizational meeting, the payment of claims by check drawn on the Authority shall be signed by any two of the following officers of the Authority: Chairman, Vice Chairman, Secretary-Treasurer, or Assistant Secretary-Treasurer.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Musconetcong Sewerage Authority that, until the date of the next reorganizational meeting, the following officers of the MSA are authorized to initiate and authorize wire transfers for the payment of all claims utilizing standard electronic funds transfer technologies: Chairman, Vice Chairman, Secretary-Treasurer, or Assistant Secretary-Treasurer. The Director is authorized to initiate and authorize wire transfers for the limited purpose of the payment of monthly bills only.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-08

**RESOLUTION DESIGNATING THOMAS CARROLL
AS MSA QUALIFIED PURCHASING AGENT**

WHEREAS, consistent with the New Jersey Local Public Contracts Law, the Musconetcong Sewerage Authority (“MSA”) desires to avail itself of the elevated bid threshold applicable to contracts awarded by a qualified purchasing agent through the appointment of a "Purchasing agent" with the authority, responsibility, and accountability for the purchasing activity of the MSA, and who possesses a qualified purchasing agent certificate.

NOW THEREFORE BE IT RESOLVED, that Thomas Carroll is hereby designated as the MSA Qualified Purchasing Agent.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-09

**RESOLUTION DESIGNATING MSA OFFICE MANAGER
JILLIAM MARTUCCI AS CUSTODIAN OF RECORDS**

WHEREAS, recent amendments to public records laws in New Jersey commonly known as the Open Public Records Act., N.J.S.A. 47:1A-1 *et seq.* (the “Act”) require public agencies to make government records readily accessible for inspection, copying or examination by the citizens of this State, with certain exceptions; and

WHEREAS, pursuant to the Act, a public agency must officially designate a custodian of government records by formal action of its governing body; and

WHEREAS, consistent with the Open Public Meetings Act (“OPRA”), which requires that all public agencies appoint a Records Custodian to release government records to the public, the Musconetcong Sewerage Authority (“MSA”) desires to appoint Office Manager Jilliam Martucci as the Custodian of the Authority’s Government Records, as that term is defined in the Act.

NOW THEREFORE BE IT RESOLVED, by the Musconetcong Sewerage Authority that Jilliam Martucci is hereby designated as the MSA Custodian of Records.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-10

RESOLUTION DESIGNATING OFFICIAL DEPOSITORIES – TD BANK

WHEREAS, the Musconetcong Sewerage Authority (hereinafter “Authority”) proposes to designate official depositories for the funds of the Authority.

NOW, THEREFORE, BE IT RESOLVED by the Musconetcong Sewerage Authority, as follows:

1. The following are designated as the official depositories of the Authority and are directed to honor all withdrawals made by check or withdrawal document signed by the Chairman, Vice Chairman, Secretary-Treasurer, or Assistant Secretary-Treasurer or, in the case of the payment of monthly bills only, the Director, by direction of the Authority:

TD BANK NA

2. The Authority hereby authorizes the execution and delivery of such authorization and forms as may be required by TD Bank, N.A. providing for deposits and payments as well as the filing of authenticated signatures of Authority officers as official signatures.

3. This Resolution shall take effect as provided by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-11

**RESOLUTION DESIGNATING
OFFICIAL NEWSPAPERS**

NOW THEREFORE BE IT RESOLVED that, pursuant to the Open Public Meetings Act, N.J.S.A.10:4-8(d), the Musconetcong Sewerage Authority (“MSA”) hereby designates as the newspapers to receive all notices of meetings as required by the Open Public Meetings Act: a) the Daily Record, the official newspaper of the MSA, and b) the New Jersey Herald, the secondary official newspaper of the MSA; both newspapers having the greatest likelihood of informing the public within the area of jurisdiction of the MSA of the meetings of the MSA until March 1, 2026. Until March 1, 2026, the Daily Record and New Jersey Herald shall also receive public notices issued by the MSA.

NOW THEREFORE BE IT FURTHER RESOLVED that, MSA hereby designates the Star Ledger as the newspaper to receive all requests for proposals, notices of bids and addenda issued by the MSA until March 1, 2026.

NOW THEREFORE BE IT FURTHER RESOLVED that, after March 1, 2026, whenever MSA is required by law or by order or rule of court to publish or advertise a legal notice, MSA shall make the complete text of the legal notice publicly accessible on its official Internet website free-of-charge. In addition, MSA shall publish, advertise or hyperlink MSA legal notices on the Internet webpage established by the New Jersey Secretary of State as required by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-12

**RESOLUTION DESIGNATING
PLANT PHYSICIAN**

WHEREAS, the Musconetcong Sewerage Authority (“MSA”) finds that it is necessary and desirable to designate a physician for the provision of medical care in the event of injury or need for emergency services.

NOW THEREFORE BE IT RESOLVED, that Atlantic Health Urgent Care Express, located at 501 Route 10, Ledgewood, New Jersey, is hereby designated as the MSA Plant Physician.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-13

**RESOLUTION AUTHORIZING EXECUTION OF NON-FAIR AND OPEN
CONTRACTS FOR PROFESSIONAL SERVICES**

WHEREAS, the Musconetcong Sewerage Authority (“MSA”) pursuant to N.J.S.A. 40:14A-1 et seq and N.J.S.A. 40A:11-5(1)(a)(i) is authorized to retain such professional service providers as it may require without bidding; and

WHEREAS, the services to be rendered are to be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study, within the definition of a professional service pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, MSA desires to appoint the following professional consultants and advisors to provide Professional Services to MSA for a term of one year:

- a. Special Labor Counsel: Cleary Giacobbe Alfieri Jacobs, LLC, pursuant to proposal dated February 3, 2026;
- b. Bond Counsel: Hawkins Delafield & Wood, LLP, pursuant to proposal dated January 15, 2026;
- c. Legal Counsel: Maraziti Falcon, LLP, pursuant to proposal dated January 13, 2026;
- d. Environmental Consulting Services: One Water Consulting, LLC, pursuant to proposal dated January 19, 2026;
- e. Engineering Services: Paulus Sokolowski & Sartor, LLC, pursuant to proposal dated February 6, 2026; and
- f. Risk Management Services: Professional Insurance Associates, pursuant to proposal dated January 21, 2026;
- g. Auditing and Accounting Services: Wielkotz & Company, LLC, pursuant to proposal dated January 23, 2026; and

WHEREAS, the above-named professionals have submitted Business Entity Disclosure Certifications certifying that the entity has not made any reportable contributions in the previous year to any candidate committee of a candidate for, or holder of, an elective office of that MSA’s member municipalities, or of that county in which the MSA is located, or of another public entity within that county, or of a legislative district in which the MSA is located, and the contract will prohibit any reportable contributions through the term of the contract; and

WHEREAS, funds are available therefore at the line item for professional fees; and

WHEREAS, Commencement, continuation, and completion of professional services shall be subject to the continuing availability of funds and MSA may terminate said professional services for MSA’s convenience and without cause.

NOW, THEREFORE, BE IT RESOLVED by the Musconetcong Sewerage Authority as follows:

1. MSA does hereby appoint the following firms to provide professional services in accordance with the terms set forth in the proposals on file at the Administrative Offices of the Authority:
 - a. Special Labor Counsel Legal Services (Not to exceed \$17,500.00): Cleary Giacobbe Alfieri Jacobs, LLC, pursuant to proposal dated February 3, 2026;
 - b. Bond Counsel Services (Not to exceed \$17,500.00): Hawkins Delafield & Wood, LLP, pursuant to proposal dated January 15, 2026;
 - c. Legal Counsel Services (Not to exceed \$45,000.00): Maraziti Falcon, LLP, pursuant to proposal dated January 13, 2026;
 - d. Environmental Consulting Services (Not to exceed \$17,500.00): One Water Consulting, LLC, pursuant to proposal dated January 19, 2026;
 - e. Engineering Consulting Services (Not to exceed \$40,000.00): Paulus Sokolowski & Sartor, LLC, pursuant to proposal dated February 6, 2026;
 - f. Risk Management Services (Not to exceed \$17,500.00): Professional Insurance Associates, pursuant to proposal dated January 21, 2026;
 - g. Auditing and Accounting Services (Not to exceed \$20,000.00): Wielkotz & Company, LLC, pursuant to proposal dated January 23, 2026; and
2. The Director is authorized and directed to execute agreements for the provisions of such services on terms and conditions acceptable to MSA.
3. This contract is awarded without competitive bidding as a "Professional Service" pursuant to the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5 and the contract for said services will not allow political contributions pursuant to the applicable provisions of N.J.S.A. 19:44A-20 et seq.
4. Within ten days of adoption of this Resolution, notice of the nature, duration and amount of the contract shall be published once in the newspaper of general circulation and a copy of this resolution and the agreements shall be on file and available in the offices of MSA.
5. This Resolution shall take effect immediately.

Certification of Funds

I, James Schilling, Director, do hereby certify that sufficient funds are available in the 2026 budget from the line item for professional fees through the end of the fiscal year and that a separate certification of funds will be provided upon final adoption of the 2027 budget for the services to be provided in this Resolution in the amounts not to exceed as stated herein.

/s/ James Schilling
Director

Musconetcong Sewerage Authority
Dated: February 26, 2026

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION NO. 26-14

**RESOLUTION TO AUTHORIZE THE DEFENSE AND INDEMNIFICATION
OF THE MEMBERS AND EMPLOYEES OF THE
MUSCONETCONG SEWERAGE AUTHORITY**

WHEREAS, there exists a need to protect the past and present members and employees of the Musconetcong Sewerage Authority ("MSA") from the monetary costs of fines, penalties, damages, settlements, costs and legal fees associated with the defense of any civil or criminal actions which may be brought from this day forward against the MSA, or any such members or employees, as the result of any action(s) or omission(s) relating to the duties of such member or employee to the MSA; and

WHEREAS, the MSA desires to provide such protection for its past and present members and employees from the financial consequences of any such civil or criminal action to the extent permitted by law and, therefore, provided that such alleged action or omission does not constitute actual fraud, actual malice, willful misconduct or an intentional wrong in the judgment of the MSA;

NOW, THEREFORE, BE IT RESOLVED by the Musconetcong Sewerage Authority in the Counties of Morris and Sussex in the State of New Jersey on this 26th day of February, 2026 as follows:

1. The MSA shall, to the extent permitted by law, provide a defense and indemnification to the past and present members and employees of the MSA and, therefore, shall pay or otherwise reimburse the past and present members and employees of the MSA for all fines, penalties, damages, costs and legal fees associated with any civil or criminal action which may be brought after the adoption of this Resolution against such members or employee based upon an act or omission of that member or employee arising out of and directly relating to the lawful exercise of his or her official duties or under color of his or her authority.

2. In any case where the MSA provides a defense to a member or employee, it is authorized and directed to make direct payments to counsel or reimburse the member or employee for the costs associated with his or her defense upon the approval by the MSA of proper vouchers submitted therefore, but in no case shall the MSA be authorized to pay or reimburse for legal fees and expenses exceeding those customarily charged for legal services in the defense of such actions.

3. For the purposes of this Resolution, the term "member" shall include any and all persons appointed by the governing bodies of the constituent municipalities pursuant to N.J.S.A. 40:14A-4.

4. Any person seeking the provision of a defense and indemnification under the policy enunciated in this Resolution shall give prompt notice to the MSA of the pendency of any such civil or criminal action for which payment or reimbursement is sought, at which time the MSA shall by Resolution implement the provisions set forth herein.

5. It is within the sole discretion of the MSA, in any action where the provision of such a defense and indemnification is sought by a member or employee, to:

- a. Provide a defense by an attorney chosen by the MSA;
- b. Provide a defense by an attorney of the member or employee's choosing; or
- c. Assert the MSA's right under any appropriate insurance policy which requires the insurer to defend and indemnify.

6. Notwithstanding the foregoing, the MSA may refuse to provide for the defense or to indemnify any past or present member or employee of the MSA in any action referred to above or recover any amounts paid on behalf of such member or employee for such defense if in its sole discretion it has reason to conclude that the act or omission was:

- a. Not within the scope of such member or employee duties or was carried out in an individual capacity;
- b. The subject matter of any action brought by the MSA against the member or employee;
- c. A violation of the Local Government Ethics Law (P. L. 1991, c. 29); or
- d. Due to actual fraud, actual malice, willful misconduct or an intentional wrong.

7. Nothing in this Resolution shall require the MSA to pay for punitive or exemplary damages resulting from the commission of a crime, actual fraud, actual malice, willful misconduct or an intentional wrong. However, the MSA may indemnify an official or employee for punitive or exemplary damages provided the Board determines the acts complained of did not constitute a crime, actual fraud, actual malice, willful misconduct or an intentional wrong. Such a determination shall be made by Resolution of the Board.

8. In the event a contested matter, to which this Resolution is applicable, is resolved by way of settlement, the MSA may take into account the facts, circumstances, and allegations which led to the settlement in its determination of whether it may, subject only to the provisions of paragraph 6, indemnify such past and/or present member(s) and/or employee(s) against whom such settled claims had been made.

9. It is the intention of this Resolution to set forth the policy of the MSA with respect to the defense and indemnification of persons associated with the MSA in the management of its affairs and business to the maximum extent permitted by law, and if any provision hereof or the application hereof to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions of this Resolution and to this end the provisions hereof are declared to be severable.

10. The policy set forth in this Resolution is prospective and shall take effect immediately, but shall automatically expire unless re-authorized at each annual reorganization meeting of the Authority.

11. This Resolution shall take effect as provided by law.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-15

RESOLUTION AUTHORIZING PAYMENT OF CERTAIN BILLS

WHEREAS, Musconetcong Sewer Authority ("MSA") has identified a need to create a policy which ensures that all financial obligations of the organization are paid on a timely basis, thereby avoiding late fees, penalties, service disruptions, and additional charges; and

WHEREAS, on occasion, certain uncontested financial obligations, which are necessary for the day-to-day operations of the MSA, may become due and payable before they have been presented to the Board for approval at a regular monthly meeting; and

WHEREAS, the MSA desires to authorize the payment of certain uncontested essential financial obligations, upon the review and approval of two of the signatories needed for issuance of a check, in advance of a regular monthly meeting of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Musconetcong Sewerage Authority that, in the event any of the following obligations become due before they have been approved by the Commissioners at a meeting of the Board, payment of such bills may be authorized upon the approval of two of the signatories needed for issuing a check:

- a) Inter-government Payments, including, but not limited to, state agency fees and permits in order not to jeopardize wastewater treatment operations;
- b) Utilities;
- c) Vehicle Fuel & Propane;
- d) Telecommunications;
- e) Postage;
- f) Monthly premiums for group insurance for employees as said premiums come due;
- g) Principal and interest of the MSA debt as the sum matures or accrues;
- h) Employee salaries and wages in equal installments bi-weekly, except as the same is provided otherwise by statute or resolution; and
- i) Insurance & Benefits including, but not limited to, Workers Compensation Insurance and Insurance Liability coverage as said sums are due.

FURTHER BE IT RESOLVED, that in the event any such bills and/or payments are paid, that a report regarding the necessity for paying the same shall be made to the Commissioners at the next regularly scheduled monthly meeting; and it is

FURTHER RESOLVED, that the authorization granted herein may be revoked at any time; and it is

FURTHER RESOLVED, that this policy shall be reviewed annually or as necessary to ensure continued effectiveness and compliance with applicable regulations; and it is

FURTHER RESOLVED, that the Director, accountants, bookkeepers and/or such employees as are responsible for maintaining the MSA accounts shall take such steps as are necessary or appropriate to effectuate the authority set forth herein.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026

RESOLUTION 26-16

RESOLUTION ESTABLISHING VISITING HOURS AND PUBLIC ACCESS

WHEREAS, the Musconetcong Sewerage Authority (hereinafter the “Authority”) has a duty to safeguard certain people and property in its public buildings and areas; and

WHEREAS, certain portions of Authority buildings and other areas owned and operated by the Authority require that public access be restricted and that only authorized Authority employees, agents or invitees be able to gain access. The reasons for this include, but are not limited to:

1. Security and safety of Authority employees;
 2. The security and protection of equipment, materials, supplies, and of continual operations at all Authority facilities;
 3. Security and safety of visitors to the Authority’s buildings or facilities. The Authority continually operates numerous systems including, but not limited to, pumps, valves, various machinery, chemical feed systems, high-voltage electrical services, and open tanks (for example). Each system poses a set of hazards that are incompatible with public access;
 4. The protection and security of records that are not available to the public, such as, but not limited to, medical records, attorney client communications, draft documents, personal information of employees such as financial records, birth dates, and social security numbers; and any documents exempt from disclosure under the Open Public Records Act (“OPRA”); and
 5. The protection and preservation of money, checks and financial account information;
- and

WHEREAS, the reasons and concerns set forth above require that portions of every Authority building and facility have public access restricted, and further that certain portions of public areas have public access restricted during certain times; and

WHEREAS, the following areas are deemed to be areas where the public does have access:

1. Facility access through the front gate on Continental Drive;
2. The Administrative Building parking lot;
3. The Administration Office main entrance vestibule;
4. The Conference Room, only during regular Authority meetings, as posted and advertised; and

WHEREAS, the visiting hours of the Authority are Monday through Friday, 8:00 AM –

3:00 PM, holidays excluded; and

WHEREAS, Authority Personnel are authorized to post signage on or near areas designated as restricted from public access;

NOW, THEREFORE, BE IT RESOLVED by the Musconetcong Sewerage Authority as follows:

1. The Authority is hereby authorized to designate certain areas in Authority buildings and facilities, as specified above, as restricted from public access, and to restrict public access to certain areas during certain times.

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Musconetcong Sewerage Authority at its regular meeting held on February 26, 2026.

Musconetcong Sewerage Authority

ATTEST:

Joseph Schwab, Secretary-Treasurer

Steven Rattner, Chairman

Dated: February 26, 2026