



AGENDA
CUMBERLAND COUNTY UTILITIES AUTHORITY
APRIL 18, 2024

1. CALL TO ORDER
2. ANNOUNCEMENT THAT ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED IN ACCORDANCE WITH CHAPTER 231, P.L. 1975 (THE OPEN PUBLIC MEETINGS ACT)
3. FLAG SALUTE
4. ROLL CALL
5. MINUTES OF THE REGULAR MEETING ON MARCH 21, 2024
6. MOTION TO OPEN THE MEETING TO THE PUBLIC FOR COMMENTS ON AUTHORIZING THE ISSUANCE OF SEWER SYSTEM REVENUE BONDS
7. **REPORTS**
 - A. EXECUTIVE DIRECTOR – ROBERT CARLSON
 - B. ENGINEER – SUBURBAN CONSULTING ENGINEERS
 - C. GENERAL COUNSEL - KEVIN McCANN
 - D. AUDITOR – ROMANO, HEARING, TESTA & KNORR
 - E. COMMITTEES
 - (1) EMPLOYEE RELATIONS –
 - (2) INDUSTRIAL WASTE –
 - (3) COMMUNITY RELATIONS-
 - (4) INSURANCE –
 - (5) OPERATIONS –
 - (6) FACILITY EXPANSION –
 - (7) FINANCE AND BUDGET-
 - (8) AD HOC –
8. **RESOLUTIONS**
 - #3398 RESOLUTION TO AUTHORIZE ADVERTISEMENT FOR SLUDGE HAULING**
 - #3399 RESOLUTION AUTHORIZING THE ISSUANCE OF SEWER SYSTEM REVENUE BONDS.**
 - #3400 RESOLUTION AUTHORIZING CUA TO ENTER INTO CONTRACT WITH APPLIED INDUSTRIAL TECH FOR SPIRALFIT UTILIZING OMNIA PARTNERS PURCHASING COOPERATIVES**
9. **TREASURER'S REPORT**
 - A. CASH POSITION OF THE AUTHORITY
 - B. RESOLUTION #3401 APPROVING AND AUTHORIZING PAYMENT OF CERTAIN OPERATING ACCOUNT VOUCHERS
10. CHAIRPERSON'S REMARKS
11. OPEN FLOOR FOR COMMENTS OF COMMISSIONERS
12. PUBLIC PORTION
13. ADJOURNMENT

NEXT BOARD MEETING SCHEDULED MAY 16, 2024

**CUMBERLAND COUNTY UTILITIES AUTHORITY
REGULAR MONTHLY MEETING
April 18, 2024**

The Cumberland County Utilities Authority (CCUA) held its Regular Monthly Meeting on Thursday, April 18, 2024, in the Meeting Room of the Operations Building, 333 Water Street, Bridgeton, New Jersey.

Representing the CCUA:

William Whelan, Chairman
John Daddario, Vice Chairman
Al Jones, Commissioner
Brent Hankins, Commissioner
Mirella Piccioni, Commissioner
Todd Buirch, Commissioner
Kenny Smith-Bey, Commissioner
Angelia Edwards, Commissioner
Dean Dellaquila, Commissioner
Bob Carlson, Executive Director
Daniel Jefferson, Deputy Director
Donald Olbrich, Treasurer
Carol A. Maier, Board Secretary
Matthew Weng, General Counsel
Stephen Testa, Auditor
Nicole Brown, Suburban Engineering
Minerva Scogna, Administrative Secretary

Chairman Whelan called the meeting to order, announced that adequate notice of this meeting has been given in accordance with Chapter 231, P.L. (THE OPEN PUBLIC MEETING ACT) and led the flag salute.

Secretary Maier called the roll. A quorum was present.

ATTENDANCE REPORT

Attendee Name	Title	Status	Arrived
William Whelan	Chairman	Present	
John Daddario	Vice Chairman	Present	
Al Jones	Commissioner	Present	
Brent Hankins	Commissioner	Present	
Mirella Piccioni	Commissioner	Present	
Todd Buirch	Commissioner	Present	
Kenneth Smith-Bey	Commissioner	Present	
Angelia Edwards	Commissioner	Present	
Dean Dellaquila	Commissioner	Present	
Bob Carlson	Executive Director	Present	
Daniel Jefferson	Deputy Director	Present	
Don Olbrich	Treasurer	Present	
Carol A. Maier	Board Secretary	Present	
Matthew Weng	General Counsel	Present	
Stephen Testa	Auditor	Present	
Nicole Brown, Client Development	Suburban Engineering	Present	
Minerva Scogna	Adm. Secretary	Present	

Motion to approve the March 21, 2024, regular meeting and Executive session minutes; along with the March 21, 2024, Facilities Expansion Committee meeting minutes, offered by Commissioner Dellaquila, seconded by Commissioner Jones, and approved.

PUBLIC COMMENTS

Motion to open the public meeting for comments on authorizing the issuance of sewer system revenue bonds, offered by Commissioner Jones, seconded by Commissioner Buirch and approved.

No public comments.

Motion to close public meeting comments on issuance of sewer system revenue bonds, offered by Commissioner Piccioni, seconded by Commissioner Jones and approved.

Motion to open public meeting for comments on agenda items only, offered by Commissioner Jones, seconded by Commissioner Piccioni and approved.

No public comments.

Motion to close comments on agenda items only, offered by Commissioner Jones, seconded by Commissioner Dellaquila and approved.

EXECUTIVE DIRECTOR REPORT

Cumberland County Utilities Authority
Authority Board Meeting Thursday April 18, 2024
Report of Executive Director

Mr. Chairman, Commissioners, Staff, and members of the Public: I would like to begin by submitting the Discharge Monitoring Report (DMR) for Mar 2024 for inclusion into the minutes of this report.

Activities for the Month:

- **Budget & Finance**
 - A Budget and Finance Committee meeting is scheduled for May 2nd, to review the 2022 Draft Audit.
- **Sludge Disposal** – The Authority is currently hauling two loads per day to Delcora with C&H and Russell Reid providing assistance when needed. The sludge storage tank level has returned to an acceptable operational level this month.
- **Plant Discharge** – The plant experienced settling issues this month because of the fluctuating temperatures and excessive rainfall. Operations personnel have placed the polymer system located at the secondary clarifiers on-line as well as cleaned both contact zones. The plant has since recovered and is currently operating well and the effluent is meeting permit parameters.
- **Operations and Maintenance** –
 - On April 3rd, operations personnel took the north secondary clarifier off-line.

EXECUTIVE DIRECTOR'S REPORT CONTINUED

- On April 4th, operations personnel took the north chlorine contact tank off-line to clean the same.
 - On April 5th, operations personnel cleaned the north chlorine contact tank and placed it back in service. At this time operations personnel took the south chlorine contact tank out of service and began draining the north secondary clarifier.
 - On April 10th, operations personnel placed the north primary clarifier in service, both primaries are on-line at this time.
 - Operations and maintenance personnel have located and repaired the chlorine sample line leak located at the chlorine building. All applicable equipment has been placed back in service with no problems being reported at this time.
 - On April 11th, operations personnel placed the north aeration tank in service, both aeration tanks are on-line at this time with no problems being reported.
 - Maintenance personnel have taken the secondary digester boiler and heat exchanger out of service for cleaning and inspection.
- **Miscellaneous**
 - On March 18th, all authority personnel were provided CPR training. Training was provided in cooperation with the City of Bridgeton Fire Department.
 - On April 22nd, a meeting is being held with the NJDEP, County Commissioners and Mayors to discuss the Southern Cumberland County Sewer Extension Project.
 - The Authority has received three (3) proposals in response to the Solids Handling Evaluation RFP. The proposals are currently under review and the administration will be presenting its recommendations at the May Board meeting.
 - The Authority has received and is currently reviewing the centrifuge pilot test report.

EXECUTIVE DIRECTOR'S REPORT CONTINUED

- The infrastructure rehabilitation project has progressed this month with an anticipated bid advertisement authorization in the coming weeks. It is anticipated that the Authority will be able to award a contract in June and construction to begin in July.

ENGINEER'S REPORT

April 15, 2024

Cumberland County Utilities Authority
333 Water Street
Bridgeton, New Jersey 08302

Attn.: Robert Carlson, Executive Director

Re.: Cumberland County Utilities Authority, County of Cumberland, State of New Jersey Professional Engineering Services Monthly/Project Status Report – April 2024 File No.: SCE-R13167.Y24

Dear Mr. Carlson:

SUBURBAN CONSULTING ENGINEERS, INC. (SCE) is pleased to provide the following status report for the month of April 2024 for the Cumberland County Utilities Authority (CCUA).

I. EMERGENCY ISSUES

A. PRIMARY DIGESTER COVER

Project Update:

Resolution 3389 authorizing Spectraserv as the contractor was passed at the March Board meeting. CCUA will set up a kick-off meeting for this construction services effort which SCE will attend.

II. TREATMENT PLANT PROJECTS

A. TREATMENT PLANT IMPROVEMENTS PROJECT

ENGINEER'S REPORT CONTINUED

Project Update:

SCE met with NJDEP on March 11, 2024, to discuss the project timeline along with NJDEP's technical review. SCE submitted an exemption request letter from environmental review based on comments provided at this meeting on April 2, 2024. SCE met with NJDEP on April 3, 2024, and were advised approval of our exemption request letter. NJDEP offered technical engineering comments which are being addressed and a response will be provided to NJDEP the week of April 15. Authorization to advertise from NJDEP is anticipated in May 2024. SCE proposes a tentative 30 day bid period starting May 14, 2024, ending June 13, 2024, and contract award at the June 20, 2024, Authority Meeting. Construction phase is anticipated to start July 2024.

Should you have any questions or concerns regarding this Monthly Report, please do not hesitate to contact our office.

Thank you.

SUBURBAN CONSULTING ENGINEERS, INC.

Nicole E. Brown, Client Development Manager

GENERAL COUNSEL

No reports.

AUDITOR'S REPORT

REPORT GIVEN BY STEPHEN TESTA, AUDITOR AT THE APRIL 18, 2024, MEETING OF COMMISSIONERS.

We have provided staff assistance as requested.

We are continuing to work with the authority to finalize the 2022 Audit. We have completed the financial statements and provided a draft of the Audit Report to Management for distribution to the Budget and Finance Committee and the Commissioners. We have a Budget and Finance committee meeting scheduled to review the draft prior to issuing the report. We will be presenting the Audit Report at the next Board meeting.

COMMITTEE REPORTS

There were no Committee reports.

RESOLUTIONS

RESOLUTION (**#3398**) RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR SLUDGE AND SOLID WASTE HAULING SERVICES offered by Commissioner Dellaquila, seconded by Commissioner Smith-Bey and approved.

RESOLUTION (**#3399**) SUPPLEMENTAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$13,200,000 AGGREGATE PRINCIPAL AMOUNT OF SEWER SYSTEM REVENUE BONDS, SERIES 2024 OF THE CUMBERLAND COUNTY UTILITIES AUTHORITY offered by Commissioner Smith-Bey, seconded by Commissioner Edwards, and approved.

COMMISSIONER COMMENTS

Commissioner Hankins had a question about the revenue bonds he asked what the terms were for that. The Auditor explained that these are I Bank bonds, which are 20-to-30-year bonds and some of the payback will be forgiven over the years under the plan.

RESOLUTION (**#3340**) RESOLUTION AUTHORIZING THE CUMBERLAND COUNTY UTILITIES AUTHORITY TO ENTER INTO CONTRACT WITH APPLIED INDUSTRIAL TECHNOLOGIES FOR SPIRALIFT MODEL S1229 UTILIZING OMNIA PARTNERS PURCHASING COOPERATIVES offered by Commissioner Jones, seconded by Commissioner Hankins, and approved.

TREASURER'S REPORT

Revenue Account	2,350,157.72
Operating Account	1,265,763.63
Petty Cash	500.00
Sensor Escrow	9,701.78
General Account	8,643,108.85
Plant Reconstruction/Replacement	4,703,928.72
User Revenue Reserve	1,030,540.39
Trust Accounts	1,381,821.87
Total Cash Position	19,385,522.96

The Treasurer reported that the bills submitted for payment today for the Operating Account total **\$393,783.24**. The Authority Chairman and Secretary have checked the vouchers. The Operating Account has sufficient funds to cover these checks and approval of **Resolution (#3401)** is recommended. The monthly bank statements are available for review if anyone is interested.

COMMISSIONER COMMENTS

Commissioner Piccioni questioned an entry on a Chance & McCann invoice. Specifically one for Fran Zeff in the amount of \$975.00. General Counsel Matthew Weng advised that he will pull the invoice and check it to clarify if it was a typo or if it needs to be removed.

Commissioner Piccioni also questioned a 3-hour phone call with PERC on the Chance & McCann invoice. General Counsel advised that this was a legitimate charge. In addition, Commissioner Piccioni made a request that two live signatures be required on all CCUA checks.

Chairman Whelan said he prefers to sign all the checks himself. He advised that we will introduce a resolution to that. Currently bills are reviewed by the Board Secretary, Treasurer and the Chairman. In addition, they are now being reviewed by two members of the Finance Committee. We want to have members of the Finance Committee do that as well.

Chairman Whelan advised that at the present time the Authority is understaffed in that part of the Authority and that is something we are looking to remedy. One of our part-time people has notified us that she is going to be leaving.

RESOLUTION (#3401) RESOLUTION APPROVING AND AUTHORIZING THE PAYMENT OF CERTAIN OPERATING ACCOUNT VOUCHERS – offered by Commissioner Hankins, seconded by Commissioner Edwards, and approved. **Abstention by Commissioner Piccioni for DMC Textiles was noted. *Abstention by Commissioner H. H. Hankins & Bros. was noted for Hankins Hardware.*

CHAIRPERSON'S REMARKS

Chairman Whelan thanked everyone for getting to the meeting and thanked the public for attending. He advised that the new Committees were appointed last month, and a new contact list was distributed.

COMMISSIONERS COMMENTS

Commissioner Piccioni commented that she would like a tour of the facility scheduled for the Board Members. In addition, she requested an organizational chart of the employees to see who and where everyone is working so it will help the Finance Committee when they are reviewing the invoices.

PUBLIC COMMENTS

Motion to open public meeting comments offered by Commissioner Piccioni, seconded by Commissioner Edwards and approved.

There were no public comments.

Motion to close open public comments offered by Commissioner Jones, seconded by Commissioner Piccioni and approved.

ADJOURNMENT

There being no further business a Motion to adjourn was offered by Commissioner Edwards, seconded by Commissioner Smith-Bey and approved.

The next monthly meeting of the Cumberland County Utilities Authority will be held Thursday, May 16, 2024, in the Public Meeting Room of the Operations Building, 333 Water Street, Bridgeton, New Jersey at 4:30 p.m.

Respectfully submitted,



Carol A. Maier, Secretary

CUMBERLAND COUNTY UTILITIES AUTHORITY

COMMISSIONER	AYE	NAY	ABSTAIN	ABSENT
ALBERT JONES	X			
BRENT HANKINS	X			
MIRELLA PICCIONI	X			
TODD BUIRCH	X			
KENNY SMITH-BEY JR	X			
ANGELIA EDWARDS	X			
DEAN DELLAQUILA	X			
JOHN DADDARIO	X			
WILLIAM WHELAN	X			

RESOLUTION #3398

Offered By DELLAQUILA

Seconded By SMITH-BEY

Dated April 18, 2024

A RESOLUTION APPROVING SPECIFICATIONS AND AUTHORIZING ADVERTISEMENT FOR BIDS FOR SLUDGE AND SOLID WASTE HAULING SERVICES

WHEREAS, the Authority's Executive Deputy Director has prepared and submitted, at this meeting, certain Specifications for Sludge and Solid Waste Hauling Services, as more fully appears in said Specifications; and

WHEREAS, the Commissioners of the Cumberland County Utilities Authority approve said Specifications.

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

1. That the aforesaid Specifications referred to in the preamble of this Resolution, prepared and submitted by the Executive Deputy Director, be and the same are hereby approved.
2. That this Authority advertise for and accept bids for Sludge and Solid Waste Hauling Services, as set forth in said Specifications, at the earliest possible date.
3. That the Secretary of this Authority prepare all necessary advertising for bids in a form satisfactory to the approval by the General Counsel of this Authority.

Passed and adopted at the regular meeting of the Cumberland County Utilities Authority, held at the Authority's Administration Building, 333 Water Street, Bridgeton, New Jersey, on Thursday afternoon, April 18, 2024, at 4:30 p.m. prevailing time.

DATED: **APRIL 18, 2024**

CUMBERLAND COUNTY UTILITIES AUTHORITY

COMMISSIONER	AYE	NAY	ABSTAIN	ABSENT
ALBERT JONES	X			
BRENT HANKINS	X			
MIRELLA PICCIONI	X			
TODD BUIRCH	X			
KENNY SMITH-BEY JR	X			
ANGELIA EDWARDS	X			
DEAN DELLAQUILA	X			
JOHN DADDARIO	X			
WILLIAM WHELAN	X			

RESOLUTION #3399

Offered By SMITH-BEY

Seconded By EDWARDS

Dated April 18, 2024

**SUPPLEMENTAL RESOLUTION AUTHORIZING THE
ISSUANCE OF NOT TO EXCEED \$13,200,000 AGGREGATE
PRINCIPAL AMOUNT OF SEWER SYSTEM REVENUE BONDS,
SERIES 2024 OF THE CUMBERLAND COUNTY UTILITIES
AUTHORITY**

WHEREAS, The Cumberland County Utilities Authority was originally created as The Cumberland County Sewerage Authority pursuant to the county sewerage authorities law, which constituted Chapter 123 of the Pamphlet Laws of 1946 and the acts amendatory thereof or supplemental thereto, codified as N.J.S.A. 40:36A-1 et seq., which was repealed by P.L. 1977, c. 384, Section 16, effective February 10, 1978; and

WHEREAS, The Cumberland County Sewerage Authority was reorganized as The Cumberland County Utilities Authority and continues to exist and to operate pursuant to the municipal and county utilities authorities law, N.J.S.A. 40:14B-1 et seq. (P.L. 1957, Chapter 183, effective August 22, 1957, and the acts amendatory thereof and supplemental thereto) (the “Act”) and pursuant to a resolution of the Board of Commissioners, which was duly filed with the Secretary of State of the State of New Jersey (The Cumberland County Sewerage Authority until its reorganization and The Cumberland County Utilities Authority after its reorganization being herein referred to as the “Authority”); and

WHEREAS, the Act provides that the Authority shall have the power to borrow money and issue its bonds and other obligations and to provide for the rights of the holders of its bonds and other obligations, as provided in the Act, for the purpose of financing the cost of any part of the sewer system (the “System”) servicing certain residents of the County of Cumberland (the “County”) and for the refunding of outstanding obligations of the Authority; and

WHEREAS, on February 7, 1977, the Authority adopted a general bond resolution entitled, “Resolution Providing for the Issuance of Bonds of The Cumberland County Sewerage Authority and for the Rights of the Holders Thereof, Determining to Construct the Phase I Project of the Authority, Estimating the Cost of the Phase I Project, and Authorizing Initial Bonds to Finance the Portion of Such Estimated Cost Not Paid or Provided for from Governmental Grants for the Phase I Project” (the “General Bond Resolution”); and

WHEREAS, the General Bond Resolution authorizes the Authority to provide for the construction or acquisition of Projects (as defined in the General Bond

Cumberland County Utilities Authority

Resolution) other than the Initial Project (as defined in the General Bond Resolution) and to repay or refund any outstanding bonds and to issue one or more series of Additional Bonds (as defined in the General Bond Resolution) for such purposes; and

WHEREAS, the Authority has determined to issue sewer revenue bonds pursuant to and in accordance with the General Bond Resolution in the principal amount of not to exceed \$13,200,000 for (i) improvements to following; the primary and secondary clarifiers, aeration and reaeration tanks, the headworks building, the chloring building, the equalization basin(s), the chlorine contact tanks, the secondary sludge pumping station, and the existing electrical system, and all work necessary and ancillary thereto, and (ii) payment of the costs of issuance associated with the issuance of the sewer revenue bonds, all as set forth in the Planning Document dated March 20, 2024 prepared by Suburban Consulting Engineers, Inc., and prepared for and submitted to the Authority (the "Project Report") and attached hereto as Exhibit A; and

WHEREAS, the Authority, in accordance with the provisions of the General Bond Resolution, desires to authorize the issuance and delivery of such sewer revenue bonds in an aggregate principal amount of not to exceed \$13,200,000 to be designated "Sewer Revenue Bonds, Series 2024" (the "Series 2024 Bonds") or to be designated in such year as the bonds may be issued, pursuant to this supplemental resolution (the "2024 Supplemental Resolution"); and

WHEREAS, the Authority desires to sell such Series 2024 Bonds to the State and I-Bank (each as defined herein) pursuant to the New Jersey Infrastructure Bank Financing Program and the terms of the Financing Documents (as hereinafter defined) to be executed in connection therewith; and

WHEREAS, the Authority wishes to provide terms and conditions with respect to such Series 2024 Bonds in addition to those which have been previously established under and pursuant to the General Bond Resolution and delegate the sale of such Series 2024 Bonds to the Chairperson or Vice Chairperson of the Authority;

NOW THEREFORE, BE IT RESOLVED BY THE CUMBERLAND COUNTY UTILITIES AUTHORITY, as follows:

ARTICLE I General Provisions

Section 101. Short Title. This resolution may hereafter be cited by the Authority and is hereinafter sometimes referred to as the "2024 Supplemental Resolution".

Section 102. Terms Defined in Resolution. Whenever used or referred to in this 2024 Supplemental Resolution all words and terms which are defined in Section 101 of the General Bond Resolution, shall have the same meanings given to such words and terms, as determined in Section 101 thereof, except to the extent words and terms are defined or shall otherwise be established in Section 103 hereof.

Section 103. Other Definitions. As used or referred to, and unless the context clearly indicates a different meaning or use, in this 2024 Supplemental Resolution:

"Act" means the municipal and county utilities authorities law, constituting Chapter 183 of the Laws of the State of New Jersey of 1957, as amended and supplemented;

"2024 Project" means (i) improvements to following; the primary and secondary clarifiers, aeration and reaeration tanks, the headworks building, the chloring building,

Cumberland County Utilities Authority

the equalization basin(s), the chlorine contact tanks, the secondary sludge pumping station, and the existing electrical system, and all work necessary and ancillary thereto, and (ii) payment of the costs of issuance associated with the issuance of the Series 2024 Bonds;

“2024 Supplemental Resolution” means this supplemental resolution of the Authority;

"Escrow Agreement" means that certain escrow agreement to be entered into by and between the Authority, the I-Bank, the State and the escrow agent named in such agreement (the "Escrow Agent"), as trustee for the holders of the Series 2024 Bonds issued pursuant to the Program.

"Financing Documents" means the I-Bank Loan Agreement, the Fund Loan Agreement and the Escrow Agreement, as defined herein.

“Fund Loan Agreement” means that certain loan agreement to be entered into by and between the Authority and the State, pursuant to the Program.

“General Bond Resolution” means the general bond resolution of the Authority adopted on February 7, 1977, entitled, “Resolution Providing for the Issuance of Bonds of The Cumberland County Sewerage Authority and for the Rights of the Holders Thereof, Determining to Construct the Phase I Project of the Authority, Estimating the Cost of the Phase I Project, and Authorizing Initial Bonds to Finance the Portion of Such Estimated Cost Not Paid or Provided for from Governmental Grants for the Phase I Project” as amended and supplemented;

“I-Bank” means the New Jersey Infrastructure Bank;

“I-Bank Loan Agreement” means that certain loan agreement to be entered into by and between the Authority and the I-Bank, pursuant to the Program;

“Obligated Person” shall have the meaning given to such term in Rule 15c2-12 of the Securities and Exchange Commission.

"Paying Agent" shall mean such financial institution, appointed by the Authority, to carry out its duties and obligations as set forth herein and in the Financing Documents;

“Participant Data” means the financial and statistical data of the City of Bridgeton and the Township of Upper Deerfield of the type to be included in a final Official Statement, if required, and for any fiscal year, similar financial and statistical data for any other Participant which may be an Obligated Person during such fiscal year.

“Program” means the 2024 New Jersey Infrastructure Bank Financing Program

"Registrar" shall mean such financial institution, appointed by the Authority, to carry out its duties and obligations as set forth herein and in the Financing Documents;

“Resolution” means the General Bond Resolution and the 2024 Supplemental Resolution;

“Series 2024 Bonds” means the bonds in the principal amount of not to exceed \$13,200,000 to be designated “Sewer System Revenue Bonds, Series 2024” or such other year as the bonds may be issued;

Cumberland County Utilities Authority

“State” means the State of New Jersey, and when used in reference to the Program, the State, acting by and through the New Jersey Department of Environmental Protection;

"Trustee" shall mean such financial institution, appointed by the Authority, to carry out its duties and obligations as set forth herein and in the Financing Documents;

Words importing persons include firms, associations and corporations; and

Words importing the singular number include the plural number and vice versa.

Section 104. Incorporation of Resolution. This 2024 Supplemental Resolution supplements and amends the General Bond Resolution. The General Bond Resolution is incorporated herein by reference thereto.

Section 105. Severability of Invalid Provisions. If any one or more of the covenants or agreements provided in this 2024 Supplemental Resolution, on the part of the Authority, the I-Bank, the State, the Escrow Agent or the Trustee, to be performed should be contrary to law, then such covenant or covenants, agreement or agreements, shall be deemed separable from the remaining covenants and agreements and shall in no way affect the validity of the other provisions of the 2024 Supplemental Resolution or of any Series 2024 Bond.

ARTICLE II

Determinations By and Obligations of the Authority

Section 201. Authority for 2024 Supplemental Resolution. This 2024 Supplemental Resolution is adopted pursuant to the Act and the General Bond Resolution, and the Authority has ascertained and hereby determines that each and every act, matter, thing or course of conduct as to which provision is made in this 2024 Supplemental Resolution is appropriate in order to carry out and effectuate the purposes of the Authority in accordance with the Act and the Resolution to further secure the payment of the principal or redemption price of and interest on the Series 2024 Bonds.

Section 202. Series 2024 Bonds to Constitute Additional Bonds. The Series 2024 Bonds shall constitute Additional Bonds as such term is defined in the Resolution and shall be issued pursuant to and in accordance with the Resolution.

Section 203. Resolution to Constitute Contract. In consideration of the purchase and acceptance of the Series 2024 Bonds by the State and the I-Bank pursuant to the Program, the provisions of the 2024 Supplemental Resolution shall be deemed to be and shall constitute a contract between the Authority, the Escrow Agent, the I-Bank, the Trustee and the State; the pledge made in the 2024 Supplemental Resolution and the covenants and agreements herein set forth to be performed by or on behalf of the Authority shall be for the equal benefit, protection and security of the holders of any and all of the Series 2024 Bonds, all of which, regardless of the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Series 2024 Bonds over any other thereof except as expressly provided in or pursuant to the 2024 Supplemental Resolution.

(End of Article II)

Cumberland County Utilities Authority

ARTICLE III

**Authorization, Purpose, Execution
and Issuance of Series 2024 Bonds**

Section 301. Authorization and Purpose of the Series 2024 Bonds. Series 2024 Bonds of the Authority in the principal amount of not to exceed \$13,200,000 are hereby authorized to be issued pursuant to Section 301 of the Resolution, such Series 2024 Bonds to be entitled "Sewer System Revenue Bonds, Series 2024" or such other title as the Authority shall determine. The Series 2024 Bonds are authorized and will be issued to provide funds for the 2024 Project.

Section 302. Description of the Series 2024 Bonds; Delegation of Sale of the Series 2024 Bonds.

(1) Term. The Series 2024 Bonds shall be two (2) in number issued to the State and the I-Bank, respectively, with interest rates fixed to maturity, shall be dated as of issue as determined by the Program, shall mature over a term of not exceeding thirty years, and be payable on February 1 and August 1 in the years and amounts as provided for by the Financing Documents, the Resolution and subparagraph (2) of this section and as provided by subsequent resolution of the Authority or a certificate of the Executive Director, Chairperson or Vice Chairperson executed upon consultation with the Authority's professionals (the "Award Certificate") duly adopted or executed, as applicable, prior to the authentication and the delivery upon original issuance of the Series 2024 Bonds. Such subsequent resolution or Award Certificate (referred to herein as the "Award Document"). The Award Document may contain such other terms and provisions with respect to the Series 2024 Bonds that are not established by the terms of the Resolution or by the terms hereof and that are not inconsistent with the provisions thereof.

(2) Denomination and Place of Payment. The Series 2024 Bonds shall be issued in fully registered form, without coupons, and are issuable in the denomination of one bond for each maturity thereof. The principal or redemption price of the Series 2024 Bonds shall be payable to the registered owner thereof, or registered assigns, at maturity or on the applicable date fixed for redemption upon presentation and surrender of the Series 2024 Bonds at the principal corporate trust office of the Paying Agent. Interest on the Series 2024 Bonds will be paid to the registered owner by check and such payment will be mailed by the Paying Agent to such Registered Owner at the most recent address appearing on the registration books of the Authority. All other terms and conditions with respect to the payment of the principal or redemption price of and interest on the Series 2024 Bonds shall be as provided in the Resolution.

(3) Execution of the Financing Documents. The Financing Documents are hereby authorized to be executed and delivered in connection with the Program. Such Financing Documents may be executed and delivered on behalf of the Authority by either its Executive Director, Chairperson or Vice Chairperson (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Authority (collectively, the "Authority Consultants"), and after further consultation with the I-Bank, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", together with the Authority Consultants, the "Consultants") shall determine, with such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Secretary or Assistant Secretary of the Authority is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Authority as determined hereunder, and to affix the corporate seal of the Authority to such Financing Documents.

Cumberland County Utilities Authority

(4) **Form of Series 2024 Bonds.** The Series 2024 Bonds shall be in substantially the form contained in Section 1208 of the General Bond Resolution with such amendments as required by the Program.

(5) **Further Authorizations.** The Authorized Officers of the Authority are hereby further severally authorized to (1) execute and deliver, and the Secretary or Assistant Secretary of the Authority is hereby further authorized to attest to such execution and to affix the corporate seal of the Authority to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers, the Secretary or Assistant Secretary of the Authority, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transaction contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (2) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution thereof.

Section 303. Execution of Series 2024 Bonds. The Executive Director and/or Chairperson of the Authority is hereby authorized to execute by the manual or facsimile signature the Series 2024 Bonds in the name and on behalf of the Authority attested by the manual or facsimile signature of its Secretary.

Section 304. Application of Bond Proceeds. The proceeds of the Series 2024 Bonds, including accrued interest on such Series 2024 Bonds and including any premium payable to the Authority thereon, shall be applied simultaneously with the delivery of such Series 2024 Bonds as directed by written order of the Executive Director, Chairperson, Vice Chairman or Treasurer of the Authority.

Section 305. Appointment of Trustee, Paying Agent and Registrar. In accordance with the provisions of Article XI of the Resolution, T.D. Bank, National Association, Cherry Hill, New Jersey (the "Bank") is hereby appointed trustee (the "Trustee"), Paying Agent (the "Paying Agent"), and Registrar (the "Registrar") for the Series 2024 Bonds. The Bank shall accept and shall carry out its duties and obligations as Trustee, Paying Agent and Registrar as provided in and as required by the terms of the Resolution.

Section 307. Project Report. The acceptance of the project report prepared by Suburban Consulting Engineers, Inc., dated March 20, 2024 at a meeting of the Authority on March 21, 2024 is hereby ratified and all prior actions of the Authority taken in connection with the 2024 Project are hereby ratified.

Section 308. Additional Professionals. The Executive Director, Chairperson, Vice Chairperson, Treasurer and Secretary of the Authority are, and each of them is hereby, authorized and directed to retain on behalf of the Authority such auditors, financial consultants, verification agents, escrow agents, other professional advisors and printers as may from time to time be necessary, convenient or desirable in connection with the issuance of the Series 2024 Bonds under the Resolution.

(End of Article III)

ARTICLE IV

Section 401. Intentionally Omitted.

Section 402. Intentionally Omitted.

Section 403. Covenant of Authority as to Compliance with Federal Tax

Cumberland County Utilities Authority

Matters. The Authority hereby covenants that it will take all actions within its control that are necessary to assure that interest on the Series 2024 Bonds is excludable from gross income under the Internal Revenue Code of 1986, as amended (the "Code"), and the Authority will refrain from taking any action that would adversely affect the exclusion of interest on the Series 2024 Bonds from gross income under the provisions of the Code.

Section 404. Amendments. The Chairperson or the Vice Chairperson and Secretary of the Authority are, and each of them is hereby, authorized and directed to revise this 2024 Supplemental Resolution if so required.

Section 405. Additional Actions. It is the intent of the Authority hereby to authorize the Executive Director, Chairperson or the Vice Chairperson, Treasurer and Secretary to take all action and steps and to execute all instruments, documents and contracts on behalf of the Authority that are necessary, convenient or desirable in connection with the execution and delivery of the Series 2024 Bonds and for carrying out the transactions and other matters contemplated by the Resolution, and which are specifically authorized or are not inconsistent with the terms and provisions of the Resolution, the Act or any action relating to the Series 2024 Bonds heretofore taken by the Authority.

Section 406. Effective Date. This resolution shall take effect:

(i) after the Authority shall have filed a copy of this 2024 Supplemental Resolution and a report of the 2024 Project (prepared or reviewed by the Consulting Engineer and approved by the Authority, such approval evidenced by the adoption of the 2024 Supplemental Resolution) with the Trustee for inspection by the Bondholders and with each Participant (as such capitalized terms are defined in the General Bond Resolution); and

(ii) at a meeting of the Authority to be held at least fifteen (15) days after the Authority shall have published once in the Authorized Newspaper(s) of the Authority the time and location of a public hearing to be held by the Authority at which all at which any Bondholder or Participant (as such terms are defined in the General Bond Resolution) may be heard. The Secretary of the Authority is hereby directed to publish a notice for the public hearing as provided herein and to forward a copy of this 2024 Supplemental Resolution to the Trustee and each Participant (as defined in the General Bond Resolution).

(End of Article IV)

Cumberland County Utilities Authority

The foregoing is a true copy of a resolution adopted by the governing body of The Cumberland County Utilities Authority on April 18, 2024.

Carol Mauer

Secretary

Passed and adopted at the regular meeting of the Cumberland County Utilities Authority, held at the Authority's Administration Building, 333 Water Street, Bridgeton, New Jersey, on Thursday afternoon, April 18, 2024, at 4:30 p.m. prevailing time.

DATED: **APRIL 18, 2024**

Cumberland County
Utilities Authority

CUMBERLAND COUNTY UTILITIES AUTHORITY

COMMISSIONER	AYE	NAY	ABSTAIN	ABSENT
ALBERT JONES	X			
BRENT HANKINS	X			
MIRELLA PICCIONI	X			
TODD BUIRCH	X			
KENNY SMITH-BEY JR	X			
ANGELIA EDWARDS	X			
DEAN DELLAQUILA	X			
JOHN DADDARIO	X			
WILLIAM WHELAN	X			

RESOLUTION #3400

Offered By JONES

Seconded By HANKINS

Dated April 18, 2024

A RESOLUTION AUTHORIZING THE CUMBERLAND COUNTY UTILITIES AUTHORITY TO ENTER INTO CONTRACT WITH APPLIED INDUSTRIAL TECHNOLOGIES FOR SPIRALIFT MODEL S1229 UTILIZING OMNIA PARTNERS PURCHASING COOPERATIVES

WHEREAS, N.J.S.A. 40A:11-11(6) authorizes contracting units to participate in OMNIA Partners Purchasing Cooperative; and

WHEREAS, Maricopa County, hereinafter referred to as the “Lead Agency” has offered voluntary participation in the OMNIA Purchasing Cooperative for Maintenance, Repair, Operating Supplies, Industrial Supplies and Related Products and Services; and

WHEREAS, there was a Request for Bids, By the Lead Agency for the Maintenance Repair, Operating Supplies, Industrial Supplies and Related Products and Service for the OMNIA Partners Purchasing Cooperative, and

WHEREAS, it is the desire of the Cumberland County Utilities Authority to participate in this arrangement.

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

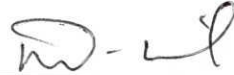
1. That the Cumberland County Utilities Authority utilize the OMNIA Partners Purchasing Cooperative contract awarded to Applied Industrial Technologies, 124 E 9th Avenue, Runnemede, NJ 08078-1126 for the construction management not to exceed the budgeted amount of \$78,148.91.

Passed and adopted at the regular meeting of the Cumberland County Utilities Authority, held at the Authority's Administration Building, 333 Water Street, Bridgeton, New Jersey, on Thursday afternoon, April 18, 2024, at 4:30 p.m. prevailing time.

DATED: **APRIL 18, 2024**

CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT

I, Dominic Buirch, Business Administrator and Certifying Finance Officer of the Cumberland County Utilities Authority, do hereby certify pursuant to the rules of the Local Finance Board that there are available adequate funds for the proposed agreement between the Cumberland County Utilities Authority and *Applied Industrial Technologies*. Money necessary to fund said contract has been projected in the amount of *\$78,148.91*. Money necessary to fund said contract has been provided for and shall be charged to the following Line-Item Appropriation or Account No. *01-540-8506*. These funds will not be certified as being for more than one (1) pending contract.



Dominic Buirch
Purchasing Agent

CUMBERLAND COUNTY UTILITIES AUTHORITY

COMMISSIONER	AYE	NAY	ABSTAIN	ABSENT
ALBERT JONES	X			
BRENT HANKINS	X			
MIRELLA PICCIONI	X			
TODD BUIRCH	X			
KENNY SMITH-BEY JR	X			
ANGELIA EDWARDS	X			
DEAN DELLAQUILA	X			
JOHN DADDARIO	X			
WILLIAM WHELAN	X			

RESOLUTION **#3401**

Offered By HANKINS

Seconded By EDWARDS

Dated April 18, 2024

A RESOLUTION APPROVING AND AUTHORIZING THE PAYMENT OF CERTAIN OPERATING ACCOUNT VOUCHERS

WHEREAS, certain operating account vouchers have been received, reviewed, approved and recommended for payment by the Cumberland County Utilities Authority's Finance Committee,

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Cumberland County Utilities Authority that, subject to the availability of funds, the vouchers listed herein in the total sum of **\$394,758.24** be and the same are hereby approved for payment and that the Chairman and Treasurer are authorized and directed to issue checks against the Operating Account in payment of the same.

Passed and adopted at the regular meeting of the Cumberland County Utilities Authority, held at the Authority's Administration Building, 333 Water Street, Bridgeton, New Jersey, on Thursday afternoon, April 18, 2024, at 4:30 p.m. prevailing time.

DATED: **APRIL 18, 2024**

Batch Id: KVESEY Batch Type: C Batch Date: 04/13/24 Checking Account: OPERATING G/L Credit: Expenditure G/L Credit
Generate Direct Deposit: N

Check No. PO #	Check Date Enc Date	Vendor # Name Item Description	Payment Amt	Street 1 of Address to be printed on Check Charge Account Description	Account Type	Status	Seq	Acct
24-00256	04/01/24	04/13/24 ALSGR005 ALS GROUP USA CORP 1 LABS	646.00	PO BOX 975444 01-520-7504 OUTSIDE LAB SERVICES	Expenditure	Aprv	27	1
			<u>646.00</u>					
24-00291	04/11/24	04/13/24 AMAZO005 AMAZON 1 Revalved full port brass ball	585.92	PO BOX 035184 01-510-6601 BUILDINGS AND GROUNDS	Expenditure	Aprv	104	1
24-00291	04/11/24	2 EPSON DOT MATRIX PRINTER	210.91	01-510-6601 BUILDINGS AND GROUNDS	Expenditure	Aprv	105	1
24-00291	04/11/24	3 OFFICE SUPPLIES	365.31	01-520-7201 MATERIALS/SUPPLIES	Expenditure	Aprv	106	1
24-00291	04/11/24	4 SHIPPING	6.99	01-510-6601 BUILDINGS AND GROUNDS	Expenditure	Aprv	107	1
24-00291	04/11/24	5 COFFEE DECAF	28.82	01-510-6601 BUILDINGS AND GROUNDS	Expenditure	Aprv	108	1
			<u>1,197.95</u>					
24-00269	04/07/24	04/13/24 AMERIO05 AMERICAN AQUATIC TESTING, INC. 1 Toxicity Test w M Bahia	1,175.00	890 N. GRAHAM ST 01-520-7504 OUTSIDE LAB SERVICES	Expenditure	Aprv	59	1
			<u>1,175.00</u>					
24-00279	04/10/24	04/13/24 APRSU005 APR SUPPLY CO. 2 pleated air filters	174.76	1560 JOEL DRIVE 01-520-7605 OPERATING EQUIP. REPAIRS	Expenditure	Aprv	82	1
			<u>174.76</u>					
24-00294	04/11/24	04/13/24 ATLAN005 ATLANTIC CITY ELECTRIC 1 CUBBY HOLLY	209.73	PO BOX 13610 01-520-7310 ELECTRIC CUBBY HOLLOW P.S.	Expenditure	Aprv	115	1
24-00294	04/11/24	2 INDUSTRIAL BLVD	3,774.45	01-520-7307 ELECTRIC INDUSTRIAL PARK P.S.	Expenditure	Aprv	116	1
24-00294	04/11/24	3 FAIRTON PRISON	402.58	01-520-7309 ELECTRIC FAIRTON PRISON P.S.	Expenditure	Aprv	117	1
24-00294	04/11/24	4 GLASS STREET	2,466.43	01-520-7306 ELECTRIC GLASS STREET P.S.	Expenditure	Aprv	118	1
24-00294	04/11/24	5 Upper Deerfield	1,310.01	01-520-7305 ELECTRIC UPPER DEERFIELD P.S.	Expenditure	Aprv	119	1
24-00294	04/11/24	6 CUMBERLAND DRIVE	461.69	01-520-7308 ELECTRIC CUMBERLAND DRIVE P.S.	Expenditure	Aprv	120	1
24-00294	04/11/24	7 WATER STREET	28,570.38	01-520-7304 ELECTRIC TREATMENT PLANT	Expenditure	Aprv	121	1
			1,503.70	01-520-7301 ELECTRIC ADMINISTRATION BLDG.	Expenditure			2
			<u>38,698.97</u>					
24-00264	04/07/24	04/13/24 BOTTI005 BOTTINO'S SUPERMARKETS 1 BFTK MTG	18.27	1000 N PEARL ST 01-520-7201	Expenditure	Aprv	54	1