

Willingboro Municipal Utilities Authority
Resolution 2025-07-24-01
Authorizing An Emergency Meeting Pursuant to N.J.S.A. 10:4-9 (b)

Whereas the Willingboro Municipal Utilities Authority ("WMUA") is desirous of conducting an emergency meeting to address emergent conditions regarding Well sustainability and discussion with Special Counsel concerning - ESIP: and

Whereas this meeting is being conducted pursuant to N.J.S.A. 10:4-9(b) in order to deal with matters of such urgency and importance concerning the Wells and ESIP, that a delay for the purpose of providing adequate notice under the Open Public Meetings Act would likely result in substantial harm to the public interest: and

Whereas upon the affirmative vote of three quarters of the members present a public body may hold a meeting notwithstanding the failure to provide adequate notice if: (1) such meeting is required in order to deal with matters of such urgency and importance that a delay for the purpose of providing adequate notice would be likely to result in substantial harm to the public interest; and (2) the meeting is limited to discussion of and acting with respect to such matters of urgency and importance; and (3) notice of such meeting is provided as soon as possible following the calling of such meeting; and

Whereas the WMUA could not reasonably have foreseen the need for such a meeting at a time when adequate notice could have been provided; or although the WMUA could reasonably have foreseen the need for such a meeting at a time when adequate notice could have been provided, it nevertheless failed to do so.

Now, therefore, be it resolved by the Board of Commissioners of the Willingboro Municipal Utilities Authority, in the Township of Willingboro, County of Burlington, State of New Jersey, with at least three quarters of the membership present voting in favor of authorizing and conducting an emergency meeting on July 24, 2025; and

Be It Further Resolved that this resolution shall take effect immediately upon adoption.

Title, Name	Motion	Second	Aye	Nay	Abstain	Absent
Commissioner James Boyer			X			
Commissioner Kevin McIntosh		X	X			
Commissioner Carl Turner						X
Vice-Chair Diallyo Diggs						X
Chairwoman Patricia Lindsay-Harvey			X			
Commissioner William Weston, 1 st alt.			X			
Commissioner Kimbrali Davis 2 nd alt.	X		X			

Certification By Secretary

I, Bernadette Green, Secretary of the Willingboro Municipal Utilities Authority, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Authority at the regular meeting held on the 24th day of July 2025.

Dated: July 24, 2025

Bernadette Green

 Bernadette Green, RMC
 Board Secretary

Willingboro Municipal Utilities Authority

Resolution 2025-07-24-02

Authorizing the Execution of An Agreement with the Willingboro Township Board of Education

Whereas the Willingboro Municipal Utilities Authority (WMUA) experienced an emergency failure of Well # 9, requiring the WMUA to take emergency steps to ensure and protect the public health, safety and welfare; and

Whereas the WMUA has been in discussions with the Willingboro Township Board of Education (WBOE) regarding the drilling of a new well and the necessity to collaborate on this project to re-position overhead wires and provide for ingress and egress of equipment across WBOE property; and

Whereas the WBOE has requested that the mutual promises and understanding be committed to writing and codified in an agreement, and

Whereas the Executive Director has notified the Qualified Purchasing Agent of the emergency, need for performance of a contract, the nature of emergency, date and time of its occurrence along with the need to invoke the emergency provisions of the Local Public Contracts Law: and

Now, Therefore, Be It Resolved by the Board of Commissioners of the Willingboro Municipal Utilities Authority, Township of Willingboro, County of Burlington, State of New Jersey, as follows:

1. that the Executive Director is hereby authorized to execute an agreement with the WBOE establishing a temporary easement, covering all costs associated with relocating overhead wires and temporary lighting as well as holding harmless and indemnifying the WBOE for any liability associated with this project.
2. The Executive Director is authorized to execute the attached agreement (Exhibit A) or a substantially similar agreement that is reviewed and approved by WMUA's chief legal counsel.

Title, Name	Motion	Second	Aye	Nay	Abstain	Absent
Commissioner James Boyer			X			
Commissioner Kevin McIntosh		X	X			
Commissioner Carl Turner	X		X			
Vice-Chair Diallyo Diggs						X
Chairwoman Patricia Lindsay-Harvey			X			
Commissioner William Weston, 1 st alt.			X			
Commissioner Kimbrali Davis 2 nd alt.						

Certification By Secretary

I, Bernadette Green, Secretary of the Willingboro Municipal Utilities Authority, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Authority at the regular meeting held on the 24th day of July 2025.

Dated: July 24, 2025

Bernadette Green

Bernadette Green, RMC

Board Secretary

Willingboro Municipal Utilities Authority

Resolution 2025-07-24-03

Authorizing Executive Session

Whereas N.J.S.A. 10:4-13 allows for a Public Body to go into closed session after adopting a resolution during a Public Meeting; and

Whereas the Board of the Willingboro Municipal Utilities Authority (“WMUA”) has deemed it necessary to go into closed session to discuss certain matters which are exempt from the Public; and

Whereas the regular meeting of this Board will reconvene at the conclusion of closed session.

Now, Therefore, Be It Resolved by the WMUA, in the Township of Willingboro, County of Burlington, State of New Jersey, that the Board of Commissioners will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12b:

- 1 Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from the provisions of subsection a of NJSA 10:4-12; and
- 2 Any matter in which the release of information would impair a right to receive funds from the Government of the United States; and
- 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 an 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 an incapacitated individual, the individual’s guardian) shall request in writing that the material be disclosed publicly; and
- 4 Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body; and
- 5 Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed; and

Continued . . .

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

7 Any pending or anticipated litigation or contract negotiation, excluding collective bargaining, in which the public body is, or may become, a party, or 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; and

8 Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, 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 individual employees or appointees whose rights could be adversely affected in writing that such matter or matter be discussed at public meeting; and

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

Be it further resolved that the Commissioners hereby declare that its discussion of the aforementioned subject(s) may be made public at a time when the Solicitor advises the Board that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the WMUA or any other entity with respect to said discussion.

Be it further resolved that the Board, for the aforementioned reasons, hereby declares that the public is excluded from the portion or the meeting during which the above discussion shall take place and here by directs the WMUA to take the appropriate action to effectuate the terms of this resolution.

Title, Name	Motion	Second	Aye	Nay	Abstain	Absent
Commissioner James Boyer			X			
Commissioner Kevin McIntosh		X	X			
Commissioner Carl Turner	X		X			
Vice-Chair Diallyo Diggs						X
Chairwoman Patricia Lindsay-Harvey			X			
Commissioner William Weston, 1 st alt.			X			
Commissioner Kimbrali Davis 2 nd alt.						

Certification By Secretary

I, Bernadette Green, Secretary of the Willingboro Municipal Utilities Authority, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Authority at the regular meeting held on the 24th day of July 2025.

Dated: July 24, 2025



Bernadette Green, RMC
Board Secretary