

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

Meeting Number Twelve Hundred Twenty-six

Agenda

January 28, 2020

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, January 28, 2020 at 4:30 P.M. at the office of the Authority, 340 West Water Street, Toms River, New Jersey 08753.

The following were present:

Carmen J. Memoli, Chairman

Tariq M. Siddiqui, Vice-Chairman

Deborah L. Clement, Commissioner

Charles S. Valvano, Commissioner

Ben A. Montenegro, Commissioner

Joseph G. Bilotta – Alt. Commissioner

Dr. Alfonso J. Manforti – Alt. Commissioner

Robert J. DiBiase, Ex. Director/Sec’y.-Treas.

James J. Gluck, Esquire, Counsel

Rosemary Rosetto, Chief Financial Officer

Nicholas Otten, Authority Engineer

Bernard Rutkowski, Regulatory Compliance/Safety Officer

Cindy Toye, Administrative Bookkeeping Specialist

Georgia Benyola, Executive Secretary/Assistant Sec’y.

Meeting #1226 was called to order at 4:30 p.m., January 28, 2020 by Chairman Memoli.

Ms. Benyola, Assistant Secretary, reported that in accordance with the Open Public Meetings Law, P. L. 1975, c. 231, notice of this meeting was posted on the Township Bulletin Board, the Authority Bulletin Board, filed with the Clerk’s Office, and published in the Asbury Park Press.

Ms. Benyola called the roll. Dr. Manforti, Mr. Bilotta, Mr. Valvano, Mrs. Clement, Mr. Siddiqui and Mr. Memoli were present. Mr. Montenegro was absent and Mr. Bilotta voted in his place. Mr. Montenegro attended the meeting at 5:03 pm.

Minutes of Meetings for Approval

A. Meeting #1225 - December 17, 2019 - New Submission

A motion was made by Mr. Valvano and seconded by Mr. Bilotta to approve the minutes of Meeting #1225 December 17, 2019 as written. A roll call vote was taken with Mr. Valvano,

Mr. Bilotta, Mrs. Clement and Mr. Memoli all casting affirmation votes. Mr. Siddiqui abstained as he was not present at the meeting. Mr. Gluck asked that the executive session minutes be held for December due to ongoing litigations.

Disbursements

A motion was made by Mrs. Clement and seconded by Mr. Siddiqui to approve payment of the disbursements as listed in the amount of \$985,534.43. A roll call vote was taken with Mrs. Clement, Mr. Siddiqui, Mr. Valvano, with the exception of Gluck & Allen, LLC, Mr. Bilotta and Mr. Memoli all casting affirmative votes.

Additional Disbursements

A motion was made by Mrs. Clement and seconded by Mr. Bilotta to approve payment of the additional disbursements as listed in the amount of \$2,238.70. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Mr. Valvano, Siddiqui and Mr. Memoli all casting affirmative votes.

Trust Funds for Contracts

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the release from the Trust Fund for Contracts as listed in the amount of \$229.03. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Bilotta, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Ratification of Investment & Transfer Resolutions

A motion was made by Mrs. Clement and seconded by Mr. Bilotta to ratify the monthly transfer and investment resolutions. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Mr. Siddiqui, Mr. Valvano and Mr. Memoli all casting affirmative votes.

Financial Reports

A motion was made by Mr. Valvano and seconded by Mr. Bilotta to enter the financial reports 6A-6F into the record. A roll call vote was taken with Mr. Valvano, Mr. Bilotta, Mrs. Clement, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Finance & Investments: 6G

Last month, Mr. Valvano mentioned that he was going to speak with Mr. Siddiqui and reach out to some government entities to see how the Authority can borrow on certain capital expenses, if it's economically feasible. For larger amount of monies, the Authority clearly can borrow through NJIB. In some cases, the borrowing costs are so high that it's sometimes better to borrow smaller amounts and just pay cash. Mr. Valvano stated that he has been working with the Engineering Committee, Mr. Bilotta in Finance and has also spoken with the Chairman. They are looking into this to see what they can borrow and what would be economical for the Authority.

A motion was made by Mr. Valvano and seconded by Mrs. Clement to reinvest the available funds of \$31,969.67 into the Ocean First Trust Custodial Account. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Bilotta, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Operating Reports

A motion was made by Mr. Siddiqui and seconded by Mr. Valvano that the operating reports 7A-7G were accepted as presented. A roll call vote was taken with Mr. Siddiqui, Mr. Valvano, Mrs. Clement, Mr. Bilotta and Mr. Memoli all casting affirmative votes.

Development Applications-Major Sub Divisions

There were no applications submitted for approval.

Authority Meeting

The Re-Org meeting was confirmed for Tuesday, February 25, 2020 at 4:30 p.m.

Adoption of Resolutions/Capital Purchases

9A-2A – There were no IPC Purchases for Ratification

9A-2B - Resolution to Ratify

A motion was made by Mr. Bilotta and seconded by Mr. Valvano to ratify the acquisition of GraniteNet Hardware & Software for Truck 83 at a total cost of \$4,100.00 from Cues, as it was not included in the Authority's 2019 capital budget. A roll call vote was taken with Mr. Bilotta, Mr. Valvano, Mr. Siddiqui, Mrs. Clement and Mr. Memoli all casting affirmative votes.

9A-3 – Resolution – Schedule C Agreement

A motion was made by Mr. Siddiqui and seconded by Mr. Bilotta to authorize the execution of a Schedule C Agreement with the TRMUA and the County of Ocean for the period of January 1, 2020 to December 31, 2020 in accordance with the provisions of the law to include \$5,000.00 for the Road Department, \$5,000.00 for the Engineering Department and \$5,000.00 for Vehicle Services. A roll call vote was taken with Mr. Siddiqui, Mr. Bilotta, Mr. Valvano, Mrs. Clement and Mr. Memoli all casting affirmative votes.

9A-4 Resolution – County Contracts

A motion was made by Mrs. Clement and seconded by Mr. Bilotta authorizing the QPA to enter into contract for purchases of goods and/or services with certain vendors under County contracts. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Mr. Siddiqui, Mr. Valvano and Mr. Memoli all casting affirmative votes.

9A-5 Resolution – State Contracts

A motion was made by Mrs. Clement and seconded by Mr. Bilotta authorizing the QPA to enter into contract for purchases of goods and/or services with certain vendors under State contracts. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Mr. Siddiqui, Mr. Valvano and Mr. Memoli all casting affirmative votes.

9A-6 Resolution – Award-Mazzanti Technologies

A motion was made by Mr. Bilotta and seconded by Mrs. Clement authorizing the award of an alternative process contract with Mazzanti Technologies, 701 Grand St., Hoboken, NJ 07030, to provide IT maintenance and support of the TRMUA Computer System in accordance with the provisions of N.J.S.A. 40A:11-5 (dd) and the Executive Director is authorized to execute and the Assistant Secretary to attest to the proposed form of agreement. Mr. Siddiqui asked if this will be the IT personnel's backup, if needed. The Director asked and Mr. Rutkowski confirmed that it would. A roll call vote was taken with Mr. Bilotta, Mrs. Clement, Mr. Valvano, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-7 Resolution - Secondary DER

A motion was made by Mr. Siddiqui and seconded by Mr. Bilotta to authorize Cindy Toye, Administrative Bookkeeping Specialist, to be named as a secondary Designated Employee Representative (DER) in compliance to the regulations. A roll call vote was taken with Mr. Siddiqui, Mr. Bilotta, Mrs. Clement, Mr. Valvano and Mr. Memoli all casting affirmative votes.

9A-8 Resolution – Capital Expenditure Reserve

A motion was made by Mr. Siddiqui and seconded by Mr. Bilotta approving \$377,000.00 from FY 2019 Budget for Capital Expenditure Reserves, as it was not fully expended in 2019. There was a discussion held by the Chairman regarding the IT equipment and what the difference was between the toughbooks and other lap top computers. Mr. Rutkowski added some input and Mr. DiBiase said that he will have some facts and figures for the Board at the next meeting. Seeing the \$377,000, the Chairman asked what are we doing with the capital expenditures. Mr. Otten took the floor.

Mr. Otten mentioned that we received authorization on December 31, 2019 to advertise the three listed Construction/Rehabilitation projects:

1. Sewer/Manhole Cured-In-Place Lining – SR-01-19
2. Dig/Replace Pipe sections – Contract SRDR-01-19
3. Lakehurst Road Force Main Realignment/Replacement
Rt 37 crossing/Foster Rd Pipe Replacement – Contract SRDR-02-19

Mr. Otten advised the Board that the newly fabricated Closed-Circuit Television Inspection Truck (CCTV) has been in use by TRMUA since late November and all software associated with the new truck is operating properly.

On January 19, 2020, the new 45 KW Natural Gas-Powered Generator at PS 10 underwent a successful start-up. Mr. Siddiqui asked if we ever had uninterrupted services, as they last longer.

A roll call vote was taken with Mr. Siddiqui, Mr. Bilotta, Mr. Valvano, Mrs. Clement and Mr. Memoli all casting affirmative votes

Unfinished Business

See Correspondence

Committee Reports

Legal

1. Mr. Gluck stated that they have not resolved the litigation matters as yet. They are still in discovery and they are finding some new facts on that Earle case. Nothing has been resolved on those.

2. On the Shared Services Agreement, Mr. Gluck said all the renewables are going out this afternoon or tomorrow. Mr. Leone is sending out the letters to all the agencies and attorneys to get those lined up for renewal.

3. Counsel mentioned that Island Heights is slow to respond from Mr. Zabarsky's office. Mr. Leone will continue to reach out so they can move it along.

For the record, Chairman Memoli noted that Mr. Montenegro entered the meeting at 5:03 pm.

Engineering

Mr. Siddiqui had an Engineering Committee meeting yesterday. There's one significant item he wanted to discuss. He was proposing some rehab projects for the next few years with getting a loan from NJIB and funding process. As you know, Mr. Otten is doing a good job in taking care of the pipes that need attention. Mr. Otten has a list of what has to be done. He thinks the estimate could be around \$7.5M -10M for construction rehab projects and close to a million dollars for equipment purchases. The Committee asked Mr. Otten to prepare for next month's Committee meeting and discuss the details for the projects so that they can bring it to the Board for approval to start the funding process.

Regionalization

Regarding the Shared Services Agreements, Mr. Siddiqui would like to see a copy of the agreement prior to sending it to the towns and mostly, the billings that are involved should be reviewed to make certain that they're correct. Mr. Siddiqui asked Counsel about Brick and Island Heights. Counsel said he would send them what he had received.

Land Use

None

Personnel

Discussion in executive session.

Public Comments

Chairman Memoli opened the meeting to comments from the Public. Mrs. Rosetto was informed by Mr. Rutkowski that he had spoken to the gas company and was told that Herflicker was now in the hands of the Municipality and since they are doing a study on the flow of traffic, it will take years. Mrs. Rosetto hoped that they could at least patch up the pot holes until they decide what they are going to do. Mr. Rutkowski will ask and see what they have to say. With no further comments, Chairman Memoli closed the public portion of the meeting.

Correspondence

Three individual phone calls were received to let the Director know that our ratepayers recognize jobs well done. The ratepayers were very impressed on how professional, helpful and efficient our crews were and the Director is appreciative when the ratepayers take their time to call us. The Director read each memo to the Board and thanked the crew members for their hard work and dedication. A copy of the memo will be given to their supervisor and added to their personnel file. They are as follows:

1. January 09, 2020 – 738 Ryan Run – Ed Saverino
2. January 13, 2020 - 204 Swan Blvd. – B. McDonald, E. Olson, M. McCanna, F. Bramante
3. January 16, 2020 - 910 Hazelwood Road – D. Acropolis, B. Gnagey

Kudos to all.

Resolution to Enter Executive Session

A motion was made by Mr. Valvano and seconded by Mrs. Clement to adopt the resolution to enter Executive Session at 5:13 p.m. to discuss personnel matters. Motion was carried by a unanimous voice vote.

Public Session reconvened at 6:18 p.m.

With no further business to come before the Board, a motion was made by Mrs. Clement and seconded by Mr. Valvano to adjourn the meeting at 6:18 p.m. The motion was carried by a unanimous voice vote.