

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY
Meeting Number Twelve Hundred Forty

Agenda

March 23, 2021

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, March 23, 2021 at 4:30 P.M. at the office of the Authority, 340 West Water Street, Toms River, New Jersey 08753.

The Following were present or were on conference call (as directed by NJ Governor's Executive Order #107 due to COVID19):

Carmen J. Memoli, Chairman – conference room

Tariq M. Siddiqui, Vice-Chairman – conference room

Deborah L. Clement, Commissioner – conference room

Charles S. Valvano, Commissioner – conference room

Ben A. Montenegro, Commissioner – conference room

Joseph G. Bilotta, Alt. Commissioner – conference room

Dr. Alfonso J. Manforti, Alt. Commissioner – conference room

Bernard Rutkowski, Executive Director/Sec'y.-Treas. – conference room

Joseph D. Coronato, Esquire, Counsel – conference room

Rosemary Rosetto, Chief Financial Officer – conference room

Nicholas Otten, Authority Engineer – conference room

Christina Diamante, Executive Assistant/Assistant Sec'y - conference room

Meeting #1240 was called to order at 4:30 p.m., March 23, 2021 by Chairman Memoli.

Ms. Diamante, 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. Diamante called the roll. Dr. Manforti, Mr. Bilotta, Mr. Montenegro, Mr. Valvano, Mrs. Clement, Mr. Siddiqui, and Mr. Memoli were present.

Minutes of Meetings for Approval

A. Meeting #1239 - February 23, 2021 - New Submission

Mr. Siddiqui stated he didn't like the format of February's minutes as it doesn't list who made the motions, Mr. Memoli suggested going forward to reference the format of past meeting minutes. Mr. Rutkowski also addressed two items that need correcting after the minutes are approved. A motion was

made by Mr. Valvano and seconded by Mrs. Clement to approve the minutes of Meeting #1239 February 23, 2021. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

In regards to the Executive Session minutes, Mr. Coronato said he did not prepare them and to remove them from the agenda.

Disbursements

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve payment of the disbursements as listed in the amount of \$1,117,222.91. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui all casting affirmative votes. Mr. Memoli voted yes with the exception to Dynamic Testing Services, LLC.

Additional Disbursements

A motion was made by Mr. Siddiqui and seconded by Mr. Valvano to approve payment of the additional disbursements in the amount of \$1,760.55. A roll call vote was taken with Mr. Siddiqui, Mr. Valvano, Mr. Montenegro, Mrs. Clement and Mr. Memoli all casting affirmative votes.

Trust Fund for Contracts

None at this time.

Ratification of Monthly Transfer & Investment Resolutions

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

Financial Reports

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

Finance & Investments: 6G

Mr. Valvano reported that Lakeland Bank, who we have \$750,000 on deposit with, lowered their interest rate to .20%. Mr. Valvano mentioned the Rate Stabilization Plan and 5 Year Capitalization Plan but those won't be addressed until the funds become available. Mr. Valvano also brought up the MEL discount and reminded the Commissioners if you do the training video it saves the Authority \$250 on our insurance carrier. Mr. Rutkowski will send out the link.

Mr. Valvano then made a motion seconded by Mrs. Clement to reinvest the available funds of \$31,340.38 into the Ocean First Trust Account. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Operating Reports

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

Development Applications-Major Sub Divisions

There were no applications submitted for approval.

Authority Meeting

The next Authority meeting was confirmed for Tuesday, April 27, 2021 at 4:30 p.m. in the TRMUA Conference Room according to social distancing.

Adoption of Resolutions/Capital Purchases

A motion was made by Mr. Siddiqui and seconded by Mrs. Clement approving the following resolutions, 9A-2A through 9A-2D as follows:

9A-2A – Purchase of Wet Well Grinders via NJIB

9A-2B – Purchase of Portable Generator Units via NJIB

9A-2C – Ratification of Sewermatic Purchase

9A-2D – Ratification of QL Liner End Seal Packer Purchase

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

9A-3 – A motion was made by Mrs. Clement and seconded by Mr. Valvano authorizing the Appointing of Assistant Secretary. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-4 - A motion was made by Mr. Valvano and seconded by Mr. Siddiqui authorizing the Execution of a Schedule C Agreement with the TRMUA and the county of Ocean for 2021. A roll call vote was taken with Mr. Valvano, Mr. Siddiqui, Mr. Montenegro, Mrs. Clement and Mr. Memoli all casting affirmative votes.

9A-5 - A motion was made by Mr. Siddiqui and seconded by Mr. Valvano authorizing the Execution of a Shared Services agreement between the TRMUA and Beachwood Sewerage Authority for 2021. A roll call vote was taken with Mr. Siddiqui, Mr. Valvano, Mr. Montenegro, Mrs. Clement and Mr. Memoli all casting affirmative votes.

9A-6 - A motion was made by Mr. Valvano and seconded by Mrs. Clement authorizing the Execution of a Shared Services agreement between the TRMUA and Lacey MUA for 2021. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-7 - A motion was made by Mrs. Clement and seconded by Mr. Siddiqui authorizing the Execution of a Shared Services agreement between the TRMUA and Lakewood Township MUA for

2021. A roll call vote was taken with Mrs. Clement, Mr. Siddiqui, Mr. Montenegro, Mr. Valvano and Mr. Memoli all casting affirmative votes.

9A-8 - A motion was made by Mr. Valvano and seconded by Mrs. Clement authorizing the Execution of a Shared Services agreement between the TRMUA and South Toms River Sewerage Authority for 2021. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-9 – Approval of the TO chart was tabled and will be revisited at next month’s meeting.

9A-10 – A motion was made by Mr. Valvano and seconded by Mrs. Clement to adopt the Cash Management and Investment Policy. A roll call was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-11 – A motion was made by Mr. Valvano and seconded by Mr. Montenegro to adopt the 5 year Capital Plan and Rate Stabilization Plan for 2022-2026. A roll call was taken with Mr. Valvano, Mr. Montenegro, Mrs. Clement, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-12 – A motion was made by Mr. Siddiqui and seconded by Mr. Montenegro to amend the Underwriter resolution to reflect the name NW Capital Markets from NW Financial Group. A roll call was taken with Mr. Siddiqui, Mr. Montenegro, Mr. Valvano, Mrs. Clement and Mr. Memoli all casting affirmative votes.

9A-13 – A motion was made by Mr. Valvano and seconded by Mrs. Clement to approve the authorization of Ocean First as Custodian of the Trust account. A roll call was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9B – Unfinished Business

Mrs. Rosetto asked about the status with the Berkeley shared service situation. Mr. Otten reached out to Mr. Cunningham who indicated he would pay the invoice. Mr. Coronato said he will follow up with Dina Vicari.

Committee Reports

Legal

Mr. Coronato was happy to announce the lawsuit has been resolved, he thanked Mr. Rutkowski and Mrs. Rosetto for all their help in the matter. Mr. Coronato also brought up that he looked into different rates in the area from different banks and Manasquan Bank offers a higher rate at .60%. It was suggested to look into and if they are Gupta certified to consider putting them on our vendor list.

Engineering

Mr. Siddiqui reported after meeting with the engineering committee that the progress of the pipe lining project is almost complete with the North American pipe line portion lagging behind but moving on. Mr. Siddiqui informed that three firms have been selected from our engineering pool for the HVAC

project and the quotes from the engineers will be approved at the next meeting. Pump station 16, our largest pump station, needs some structural repair. Mr. Siddiqui also wants to concentrate on less firms in the engineering pool next year, which will be discussed at a later time. Mr. Memoli asked about the status of the money we are waiting on from the state to start other projects, to which Mr. Otten replied probably not for a few more months.

Land Use

None at this time.

Regionalization

None at this time.

Personnel

Mr. Valvano revisited the policy the TRMUA has instated for any employee who has been directly exposed to and/or tests positive for COVID-19. Mr. Valvano is in favor of extending the policy seeing as there was no abuse of it by the employees. If there is abuse of the policy, we will have to revisit this situation. The recommendation would be to continue the extension of the provision of the Cares Act until September 30, 2021. A motion was made by Mr. Valvano and seconded by Mr. Siddiqui. A roll call vote was taken with Mr. Valvano, Mr. Siddiqui, Mr. Montenegro, Mrs. Clement and Mr. Memoli all casting affirmative votes.

The TRMUA's summer hours were brought up and will be discussed at the April meeting after looking into overtime expenses of past years.

Public Comments

Seeing no public comments, Chairman Memoli closed the public portion of the meeting.

Correspondence

None at this time.

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 5:34 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. The motion was carried by unanimous voice vote.

Public Session Reconvened at 5:43 p.m.

Adjournment

With no further business to come before the Board, a motion was made by Mr. Valvano and seconded by Mr. Montenegro to adjourn the meeting at 5:44 p.m. The motion was carried by a unanimous voice vote.