

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY
Meeting Number Twelve Hundred Forty One

Agenda

April 27, 2021

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, April 27, 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

Mike Lee, Assistant Chief Financial Officer – conference room

Nicholas Otten, Authority Engineer – conference room

Cindy Toye, Administrative Bookkeeping Specialist - conference room

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

Meeting #1241 was called to order at 4:30 p.m., April 27, 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 #1240 - March 23, 2021 - New Submission

A motion was made by Mr. Valvano and seconded by Mr. Siddiqui to approve the minutes of Meeting #1240 March 23, 2021 as written. A roll call vote was taken with Mr. Valvano, Mr. Siddiqui, Mr. Montenegro, Mrs. Clement and Mr. Memoli all casting affirmative votes.

Disbursements

A motion was made by Mr. Valvano and seconded by Mrs. Clement to approve payment of the disbursements as listed in the amount of \$1,213,670.22. A roll call vote was taken with Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes. Mrs. Clement voted yes with the exception of a reimbursement for herself.

Additional Disbursements

A motion was made by Mr. Valvano and seconded by Mrs. Clement to approve payment of the additional disbursements in the amount of \$1,923.76. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

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 stated there is an item that will need to be discussed in Executive Session. Mr. Valvano also reported that after speaking with the CFO and the Chairman they would like to move that \$750,000 account from Lakeland Bank to Manasquan Savings Bank at .45%. However, since they aren't on the depositor list a motion will need to be made. Mr. Valvano then made a motion seconded by Mrs. Clement to add Manasquan Savings Bank to our depository account list. The motion was carried out by a unanimous voice vote.

Mr. Valvano made another motion seconded by Mrs. Clement to reinvest the available funds of \$36,293.97 into the Ocean First Trust Custodial 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 Mr. Valvano that the operating reports 7A-7G were accepted as presented. A roll call vote was taken with Mr. Siddiqui, Mr. Valvano, Mr. Montenegro, Mrs. Clement and Mr. Memoli all casting affirmative votes.

Development Applications-Major Sub Divisions

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the tentative/final application for Sub Division #D-1060 (Clearbrook Homes, LLC). A roll call vote was taken with Mrs.

Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Another motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the tentative/final application for Sub Division #D-1063 (West Toms River Investors, LLC). A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Another motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the prelim application for Sub Division #D-1064 (117 Rt. 70, LLC/Zev Spira). A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Authority Meeting

The next Authority meeting was confirmed for Tuesday, May 25, 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 Mrs. Clement and seconded by Mr. Siddiqui approving the following resolutions, 9A-2A through 9A-2C as follows:

9A-2A – Purchase & delivery of Ford Super Duty F-550 with Crane Body & Equipment

9A-2B – Purchase & delivery of Ford Super Duty F-750 with Dump Body

9A-2C – Purchase & delivery of Vactor 16” Vacuum Combo & Tandem Axle Chassis Truck

A roll call vote was taken with Mrs. Clement, Mr. Siddiqui, 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 Execution of a Shared Services agreement between the TRMUA and the Toms River Parking Authority for 2021. A roll call vote was taken with Mrs. Clement, Mr. Valvano and Mr. Montenegro all casting affirmative votes. Mr. Siddiqui and Mr. Memoli abstained.

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

A motion was made by Mr. Siddiqui and seconded by Mr. Valvano approving the following resolutions, 9A-5 through 9A-8 as follows:

9A-5 – Authorize the execution of the TRMUA 2021 Auction Sale of surplus property

9A-6 – Authorize the execution to procure GETAC computers/tablets and support hardware

9A-7 – Authorize the execution of Truck 80 engine replacement

9A-8 – Authorize the execution for Remediation of TRMUA Fueling System

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

9B – Unfinished Business

After Mr. Rutkowski reported that the extended summer hours schedule saves the Authority 40% in overtime hours it was decided they will continue for the 2021 year. Mr. Rutkowski also addressed Executive Session minutes to Mr. Coronato which will be discussed in the Executive Session.

Committee Reports

Legal

Regarding the damaged driveway incident on Yorktowne Blvd., Mr. Coronato feels the best decision for the Authority would be to agree on a \$1,400.00 joint settlement check and let the homeowners hire their own service for the repairs; per a release signed by all the homeowners involved. Mr. Coronato then gave his recommendation that going forward it is best not to allow any TRMUA trucks to back up onto private driveways. A motion was made by Mr. Siddiqui and seconded by Mrs. Clement to accept the quote proposal of a \$1,400.00 settlement to repair the driveway on Yorktowne Blvd. A roll call vote was taken with Mr. Siddiqui, Mrs. Clement, Mr. Montenegro, Mr. Valvano and Mr. Memoli all casting affirmative votes.

Mr. Coronato also reported that he got the release on the litigation with the Robert Shea firm and the case is “with prejudice” so that matter has been resolved.

Engineering

Mr. Siddiqui reported after meeting with the Engineering Committee that the two ongoing construction projects under the NJIB are proceeding fine. In regard to the HVAC project, he stated they are receiving the proposals from the engineering firms on April 30th and after reviewing the proposals a decision will be made. Mr. Siddiqui also provided an update that Pump station 16 is undergoing construction on a platform that was corroding away; T&M is working on the design. Mr. Rutkowski added how there is a delay in production for the Ford trucks, the items ordered such as the F-550 and F-750 will be on back order until sometime in 2022, it was recommended to replace the engine in one of the existing trucks so that it may return to service.

Land Use

None at this time.

Regionalization

Nothing new at this time. The Berkeley contract is still in the works, they paid but there is some wording they want to change. Mr. Coronato and Mr. Otten are reaching out to get this resolved.

Personnel

Discussion in Executive Session.

Public Comments

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

Correspondence

A letter was received from the Township asking for their annual appropriation in the amount of \$959,014.00. Mr. Lee stated that 5% appropriation is already in the budget for the 2021 year for whenever we want to send it over. Based on the cash flow, Mr. Memoli thinks it's best to keep it consistent as it is always sent over in the Fall. A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve \$959,014.00 as an appropriation for the 2021 year to the Township of Toms River to be distributed in the month of November. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

A phone call was received to compliment a job well done by our foreman William McDonald. The ratepayer at 738 Ryan Run was very surprised how quickly he showed up for the stoppage and pleased with how the issue was resolved. A copy of the memo will be added to his personnel file.

Resolution to Enter Executive Session

A motion was made by Mr. Siddiqui and seconded by Mrs. Clement to adopt the resolution to enter Executive Session at 5:05 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. The motion was carried by unanimous voice vote.

Public Session Reconvened at 5:45 p.m.

Back in public session, a motion was made by Mr. Valvano and seconded by Mrs. Clement for the hiring of Kara Petrocelli for the position of Assistant Customer Accounts Clerk with a starting salary of \$46,882.19 with a probationary period of 90 days. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Another motion was made by Mr. Valvano and seconded by Mrs. Clement for the hiring of Christopher Sherman for the position of Line Maintenance Worker with a starting salary of \$47,000.00 with a probationary period of 90 days. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Another motion was made by Mr. Valvano and seconded by Mr. Montenegro for the hiring of Scott Tirella for the position of Safety & Compliance Officer with a starting salary of \$75,000.00 with a probationary period of 90 days. A roll call vote was taken with Mr. Valvano, Mr. Montenegro, Mrs. Clement, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

Adjournment

With no further business to come before the Board, a motion was made by Mr. Valvano and seconded by Mr. Siddiqui to adjourn the meeting at 5:49 p.m. The motion was carried out by a unanimous voice vote.