

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**Meeting Number Twelve Hundred Forty Three**

Agenda

June 22, 2021

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, June 22, 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

Scott Tirella, Regulatory Compliance/Safety Officer – conference room

Cindy Toye, Administrative Bookkeeping Specialist - conference room

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

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Meeting #1243 was called to order at 4:30 p.m., June 22, 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 #1242 - May 25, 2021 - New Submission*

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the minutes of Meeting #1242 May 25, 2021 as written. Mr. Rutkowski pointed out a mistake made with the CFO's title that will be corrected immediately after the meeting. 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. Valvano and seconded by Mrs. Clement to approve the minutes of the Ex. Session #1242 May 25, 2021 as written. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

**Disbursements**

A motion was made by Mr. Siddiqui and seconded by Mr. Valvano to approve payment of the disbursements as listed in the amount of \$574,227.86. A roll call vote was taken with Mr. Siddiqui, Mr. Valvano, Mr. Montenegro, Mrs. Clement all casting affirmative votes. Mr. Memoli voted yes with the exception to Dynamic Testing Services, LLC.

**Additional Disbursements**

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve payment of the additional disbursements in the amount of \$770.52. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Montenegro, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

**Ratification of Monthly Transfer & Investment Resolutions**

A motion was made by Mr. Valvano and seconded by Mrs. Clement to ratify the monthly transfer and investment resolutions. A roll call was taken with Mr. Valvano, Mrs. Clement, 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 thanked the staff for getting the financial disclosure information out in a timely manner, he reminded if anyone has not completed the financial disclosures to do so by June 30<sup>th</sup> when they are due. Mr. Valvano added the annual meeting with the Auditor will be on July 19<sup>th</sup> to discuss the effect of the pandemic on the MUA's finances by comparing the 2021 & 2020 year with 2019, which was pre-pandemic. Other topics discussed will be revenue projections & comparisons, flows, expenses, unpaid bills, rates, etc.

Mr. Valvano then made a motion seconded by Mrs. Clement to reinvest the available funds of \$31,072.67 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 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**

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the final application for Sub Division #D-1052 (1606 Lakewood Rd, LLC/Rami Geffner). 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, July 27, 2021 at 4:30 p.m. in the TRMUA Conference Room according to social distancing.

### **Adoption of Resolutions/Capital Purchases**

9A-3 - A motion was made by Mr. Siddiqui and seconded by Mrs. Clement to authorize the execution of a Shared Service agreement between the TRMUA and Toms River Township Board of Fire Commissioners, District 1. A roll call vote was taken with Mr. Siddiqui, Mrs. Clement, Mr. Montenegro, Mr. Valvano and Mr. Memoli all casting affirmative votes.

9A-4 - A motion was made by Mrs. Clement and seconded by Mr. Siddiqui to authorize the execution to purchase NAS devices. A roll call vote was taken with Mrs. Clement, Mr. Siddiqui, Mr. Montenegro, Mr. Valvano and Mr. Memoli all casting affirmative votes.

9A-5 – A motion was made by Mr. Siddiqui and seconded by Mrs. Clement to enter into a Shared Service agreement with Berkeley Township Sewerage Authority; with the changes that were discussed. A roll call vote was taken with Mr. Siddiqui, Mrs. Clement, Mr. Montenegro and Mr. Valvano all casting affirmative votes. Mr. Memoli abstained from the discussion and vote.

### **9B - Unfinished Business**

None.

### **Committee Reports**

#### Legal

General Council reported they reviewed all the Professional Services agreements and only a minor change needed to be made to the Umbrella Policy.

#### Engineering

None.

#### Technology

Technology will be combined with the Engineering committee reports going forward.

#### Regionalization

None.

#### Land Use

A meeting is set up for July 1<sup>st</sup> to discuss Jackson flows.

#### Personnel

An executive session will be needed. The IT Manager completed her 90 day probationary period and is doing an exemplary job. Mrs. Clement thanked Mrs. Toye for doing a great job handling a hacking situation Human Resources encountered.

**Public Comments**

Mrs. Rosetto stated she's looking forward to Herflicker Ave opening considering how dangerous of an intersection it is especially come the fall when school is back in session. Mr. Rutkowski reminded that the Township was given a grant to redesign the traffic pattern of the intersection by 2024. Seeing no further public comments, Chairman Memoli closed the public portion of the meeting.

**Correspondence**

None.

**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 4:58 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. The motion was carried out by unanimous voice vote.

**Public Session Reconvened at 5:55 p.m.**

Back in public session, a motion was made by Mr. Valvano and seconded by Mr. Montenegro to empower the Chairman to enter into proposed contract negotiations with the Executive Director. 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 Mrs. Clement and seconded by Mr. Valvano to adjourn the meeting at 5:56 p.m. The motion was carried out by a unanimous voice vote.