

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

Meeting Number Twelve Hundred Thirty-three

Agenda

August 25, 2020

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, August 25, 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 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 line

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

Robert J. DiBiase, 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

Bernard Rutkowski, Regulatory Compliance/Safety Officer – conference room

Cindy Toye, Administrative Bookkeeping Specialist - conference room

Georgia Benyola, Executive Secretary/Assistant Sec'y. – conference room

Meeting #1233 was called to order at 4:30 p.m., August 25, 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. Montenegro, Mr. Valvano, Mrs. Clement, Mr. Siddiqui and Mr. Memoli were present.

At this time, the Chairman welcomed our new attorney to the meetings, Mr. Coronato. Mr. Coronato stated that it has been a pleasure. He thanked everyone, was very appreciative of their support and is looking forward to working with everybody.

Minutes of Meetings for Approval

A. Meeting #1232 - July 28, 2020 - New Submission

A motion was made by Mrs. Clement and seconded by Mr. Siddiqui to approve the minutes of Meeting #1232 July 28, 2020 as written. A roll call vote was taken with Mrs. Clement, Mr. Siddiqui, Mr. Montenegro, Mr. Valvano and Mr. Memoli all casting affirmative votes.

B. Ex. Session #1232 - July 28, 2020 - New Submission

A motion was made by Mrs. Clement and seconded by Mr. Valvano to approve the Executive Session Meeting #1232 July 28, 2020 as written. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Siddiqui, Mr. Montenegro and Mr. Memoli all casting affirmative votes.

Disbursements

A motion was made by Mr. Siddiqui and seconded by Mr. Montenegro to approve payment of the disbursements as listed in the amount of \$3,894,872.24. A roll call vote was taken with Mr. Siddiqui, Mr. Montenegro, Mrs. Clement, with the exception of her reimbursement, Mr. Valvano, with the exception of Gluck & Allen, LLC and Mr. Memoli, with the exception of Dynamic Testing Services, all casting affirmative votes.

Additional Disbursements

A motion was made by Mr. Valvano and seconded by Mrs. Clement to approve payment of the additional disbursements as listed in the amount of \$234.40. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Montenegro, 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. Valvano to ratify the monthly transfer and investment resolutions. A roll call vote was taken with Mrs. Clement, Mr. Valvano, Mr. Siddiqui, Mr. Montenegro 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

The Committee spoke with the CFO, Mrs. Rosetto. The tax sale process is starting on September 2, 2020 through October 21, 2020 and the necessary information will be sent to the tax office. On a different note, Mrs. Clement informed Mr. Valvano that there is a bill on the Governor's desk that says there's a

2 ½ % surcharge that could be charged on all health insurance premiums in order to fund the health care of undocumented citizens in the State of New Jersey, which could affect the Authority or anyone in the State of New Jersey, if it's signed.

Concerning his last item, Mr. Valvano made a motion seconded by Mrs. Clement to reinvest the available funds of \$63,582.17 into the Ocean First Trust Custodial Account. A roll call vote was taken with Mr. Valvano, Mrs. Clement, Mr. Siddiqui, Mr. Montenegro 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, September 22, 2020 at 4:30 p.m. in the TRMUA Conference Room according to social distancing.

Adoption of Resolutions/Capital Purchases

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

9A-3 - Resolution – Award - On-Call Roadway Restoration Project

A motion was made by Mrs. Clement and seconded by Mr. Siddiqui that the On-Call Roadway Restoration Project (RPR-20) is hereby awarded to L&L Paving Company Inc., 89 Yellowbrook Road, Farmingdale, NJ 07727 at a cost not to exceed \$181,777.00 and with plans and specifications prepared by the TRMUA consultant. A roll call vote was taken by Mrs. Clement, Mr. Siddiqui, Mr. Valvano, Mr. Montenegro and Mr. Memoli all casting affirmative votes.

9A-4 - Resolution – Contract HVAC Duct Cleaning

A motion was made by Mrs. Clement and seconded by Mr. Montenegro authorizing contract to Advanced Furnace & Duct Cleaning Inc., 4089 Cumberland Avenue, Bayville, NJ 08721 and perform all work on off hours (Saturday) to insure no interruption of Authority Business at a cost not to exceed \$5,600.00. A roll call vote was taken by Mrs. Clement, Mr. Montenegro, Mr. Valvano, Mr. Siddiqui and Mr. Memoli all casting affirmative votes.

9A-5 - Resolution – Shared Services – TRMUA & BTMUA

A motion was made by Mr. Siddiqui and seconded by Mr. Valvano authorizing a Shared Services Agreement between the Toms River Municipal Utilities Authority and the Brick Township Municipal Utilities Authority. The Executive Director is hereby authorized to execute and the Assistant Secretary to attest to a Shared Services Agreement, which shall be attached hereto and made a part hereof, between the TRMUA and the BTMUA. A roll call vote was taken by Mr. Siddiqui, Mr. Valvano, Mrs. Clement and Mr. Memoli all casting affirmative votes. Mr. Montenegro abstained due to conflict.

9A-6 – Resolution – Renewal of Membership in the NJUA JIF

A motion was made by Mrs. Clement and seconded by Mr. Valvano authorizing the Toms River Municipal Utilities Authority to renew its membership in the New Jersey Utility Authorities Joint Insurance Fund. The Governing Body shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the NJUA JIF evidencing the Authority's intention to renew its membership for a three (3) year period, beginning January 1, 2021. A roll call vote was taken with 5 affirmative and 0 negative votes.

Unfinished Business

None to report.

Committee Reports

Legal

Mr. Coronato noted that his official duties started when he received a copy of the resolution from Mr. DiBiase with regards to the Brick Township MUA. He knew that it was something that was done with his predecessor that had apparently been negotiated for some time. Counsel made a minor change referring to a continuation shared services agreement that went back some years ago. Mr. DiBiase advised Counsel that some changes had to be made and needed to be modified to enter into a new agreement. In this situation, the only concern Counsel had was that the agreement was not attached with the resolution. Normally, Mr. Coronato stated that he would attach the resolution to the agreement or contract, if that's the case, so that the Board members could have time to review the documents.

Engineering

Mr. Siddiqui did not have anything significant to report. Mr. Otten's report was suitable.

Land Use

None at this time.

Personnel

Discussion in executive session.

AD HOC-UNION Contract

Negotiations in executive session.

Public Comments

Chairman Memoli opened the meeting to comments from the Public. With no further 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 Mrs. Clement and seconded by Mr. Montenegro to adopt the resolution to enter Executive Session at 4:50 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. The motion was carried by unanimous voice vote.

Public Session Reconvened at 5:49

Back in public session, a motion was made by Mr. Valvano and seconded by Mr. Montenegro that Chris Gant be given the position of foreman for the Buildings and Grounds, effective October 1, 2020. A roll call vote was taken by Mr. Valvano, Mr. Montenegro, Mr. Siddiqui, Mrs. Clement and Mr. Memoli all casting affirmative votes.

Adjournment

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