

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**Meeting Number Twelve Hundred Fifty Seven**

Agenda

August 23, 2022

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, August 23, 2022 at 4:30 P.M. at the office of the Authority, 340 West Water Street, Toms River, New Jersey 08753.

**The following were present:**

Charles S. Valvano, Chairman

Tariq M. Siddiqui, Vice-Chairman

Dr. Alfonso J. Manforti, Commissioner

Philip I. Brilliant, Commissioner

Joseph G. Bilotta, Alt. Commissioner

Katarina Sevastakis, Alt. Commissioner

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

Steven Zabarsky, General Counsel

Rosemary Rosetto, Chief Financial Officer

Mike Lee, Assistant Financial Officer

Nicholas Otten, Authority Engineer

Scott Tirella, Safety & Compliance Officer

Cindy Toye, Administrative Bookkeeping Specialist

Christina Diamante, Executive Assistant/Assistant Sec'y

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Meeting #1257 was called to order at 4:30 p.m., August 23, 2022 by Chairman Valvano.

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. Ms. Sevastakis, Mr. Bilotta, Mr. Brilliant, Dr. Manforti, Mr. Siddiqui and Mr. Valvano were present. Mrs. Clement was absent from the meeting.

**Minutes of Meetings for Approval**

*A. Meeting #1256 - July 26, 2022 - New Submission*

A motion was made by Dr. Manforti and seconded by Mr. Siddiqui to approve the minutes of Meeting #1256 July 26, 2022, as written. A roll call vote was taken with Dr. Manforti, Mr. Siddiqui, Mr. Brilliant, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**Disbursements**

A motion was made by Mr. Siddiqui and seconded by Mr. Brilliant to approve payment of the Operating Expenses as listed in the amount of \$1,250,606.39. A roll call vote was taken with Mr. Siddiqui,

Mr. Brilliant, Ms. Sevastakis and Mr. Valvano all casting affirmative votes. Dr. Manforti voted yes with exception to checks #11456 and #11457.

#### Additional Disbursements

There were no additional disbursements listed.

#### Trust Fund for Contracts

None at this time.

#### **Ratification of Monthly Transfer & Investment Resolutions**

A motion was made by Dr. Manforti and seconded by Mr. Brilliant to ratify the monthly transfer and investment resolutions. A roll call vote was taken with Dr. Manforti, Mr. Brilliant, Ms. Sevastakis, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

#### **Financial Reports**

A motion was made by Mr. Brilliant and seconded by Dr. Manforti to enter the financial reports 6A-6F into the record. A roll call vote was taken with Mr. Brilliant, Dr. Manforti, Ms. Sevastakis, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

#### Finance & Investments: 6G

Commissioner Bilotta presented the report. A motion was made by Mr. Siddiqui and seconded by Dr. Manforti to reinvest the available funds of \$7,564.95 into the Ocean First Trust Custodial Account. A roll call vote was taken with Mr. Siddiqui, Dr. Manforti, Mr. Brilliant, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

#### **Operating Reports**

A motion was made by Mr. Siddiqui and seconded by Mr. Brilliant that the operating reports 7A-7G were accepted as presented. A roll call vote was taken with Mr. Siddiqui, Mr. Brilliant, Dr. Manforti, Ms. Sevastakis and Mr. Valvano 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 27, 2022, at 4:30 p.m. in the TRMUA conference room.

#### **Adoption of Resolutions**

9A-2 – A motion was made by Mr. Siddiqui and seconded by Dr. Manforti to authorize the execution of the contract for replacement of certain portions of the HVAC system. A roll call vote was taken with Mr. Siddiqui, Dr. Manforti, Mr. Brilliant, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

9A-3 – A motion was made by Mr. Siddiqui and seconded by Mr. Brilliant to award the contract for the NJIB dig & replace project to the lowest bidder, Montana Construction. A roll call vote was taken with Mr. Siddiqui, Mr. Brilliant, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

## **9B - Unfinished Business**

Mr. Rutkowski discussed with the Board revising the 1<sup>st</sup> offense of the TRMUA drug policy in the Personnel manual. A motion was made by Dr. Manforti and seconded by Mr. Brilliant to decrease the 1<sup>st</sup> offense from 90 days to 30 days probation without pay when testing positive on a drug test. A roll call vote was taken with Dr. Manforti, Mr. Brilliant, Ms. Sevastakis, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

### **Committee Reports**

#### *Legal*

General Counsel informed that the Green Island Association declined to negotiate a price after we sent our appraisal offer for the force main easement at Pump Station 9 so we will be moving forward with the taking under the Eminent Domain Act. The documents have been prepared and will be filed tomorrow so that our project can get underway.

#### *Personnel*

Commissioner Bilotta reported that while one of our two new Line Maintenance Workers is doing very well, the other decided it wasn't a good fit for him here. The Personnel Committee asked the Board for permission to start the process to hire a new LMW. A motion was made by Mr. Brilliant and seconded by Ms. Sevastakis to repost in-house, advertise and interview for the Line Maintenance Worker position. A roll call vote was taken with Mr. Brilliant, Ms. Sevastakis, Dr. Manforti, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

#### *Engineering & Technology*

None.

#### *Regionalization*

None.

#### *Land*

The Green Island situation was discussed in Legal.

#### *Liaison to Township*

Commissioner Manforti spoke with the Mayor of Toms River who wanted to convey his appreciation for the early disbursement.

#### *Ad Hoc/Union Contracts*

An Executive Session is needed.

#### *Finance/Chairman*

None.

### **Public Comments**

Mrs. Rosetto reminded everyone how nervous employees are to drive through the intersection at the corner. The Chairman agreed with that statement and hopefully something is done about it soon. Seeing no more public comments, Chairman Valvano closed the public portion of the meeting.

**Correspondence**

None.

**Resolution to Enter Executive Session**

A motion was made by Dr. Manforti and seconded by Mr. Siddiqui to adopt the resolution to enter Executive Session at 4:51 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. A roll call vote was taken with Dr. Manforti, Mr. Siddiqui, Mr. Brilliant, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**Public Session Reconvened at 5:19 p.m.**

**Adjournment**

With no further business to come before the Board, a motion was made by Dr. Manforti and seconded by Mr. Brilliant to adjourn the meeting at 5:21 p.m. A roll call vote was taken with Dr. Manforti, Mr. Brilliant, Ms. Sevastakis, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.