

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

Agenda

September 27, 2022

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

Deborah L. Clement, Commissioner

Dr. Alfonso J. Manforti, Commissioner

Joseph G. Bilotta, Alt. Commissioner

Katarina Sevastakis, Alt. Commissioner

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

Jim Holzapfel, 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 #1258 was called to order at 4:30 p.m., September 27, 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, Dr. Manforti, Mrs. Clement and Mr. Valvano were present. Mr. Siddiqui and Mr. Brilliant were absent from the meeting.

Mr. Rutkowski addressed that a new vote will need to be taken for the Union contracts. A motion was made by Mrs. Clement and seconded by Mr. Bilotta to approve the Union contract which commences January 1, 2023 for the rank and file Teamsters 97. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Ms. Sevastakis and Mr. Valvano all casting affirmative votes. Dr. Manforti abstained.

**Minutes of Meetings for Approval**

*A. Meeting #1257 - August 23, 2022 - New Submission*

A motion was made by Mrs. Clement and seconded by Mr. Bilotta to approve the minutes of Meeting #1257 August 23, 2022, as written. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

A motion was made by Mrs. Clement and seconded by Mr. Bilotta to approve the minutes of Ex. Session #1257 August 23, 2022, as written. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**Disbursements**

A motion was made by Dr. Manforti and seconded by Mr. Bilotta to approve payment of the Operating Expenses as listed in the amount of \$481,879.03. A roll call vote was taken with Dr. Manforti, Mr. Bilotta, Mrs. Clement, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**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 Mrs. Clement and seconded by Mr. Bilotta to ratify the monthly transfer and investment resolutions. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**Financial Reports**

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

**Finance & Investments: 6G**

A motion was made by Mr. Bilotta and seconded by Mrs. Clement to reinvest the available funds of \$6,246.74 into the Ocean First Trust Custodial Account. A roll call vote was taken with Mr. Bilotta, Mrs. Clement, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**Operating Reports**

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

**Development Applications-Major Sub Divisions**

A motion was made by Mrs. Clement and seconded by Dr. Manforti to approve the preliminary application for Sub Division #D-1070 (David Walkin – Toms River, NJ). A roll call vote was taken with Mrs. Clement, Dr. Manforti, Mr. Bilotta, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

**Authority Meeting**

The next Authority meeting was confirmed for Tuesday, October 25, 2022, at 4:30 p.m. in the TRMUA conference room.

### **Adoption of Resolutions**

9A-2 – A motion was made by Mr. Bilotta and seconded by Ms. Sevastakis to authorize the execution to adjust salaries/wages for non-aligned employees, including the \$2,000 in-house RX reimbursement. A roll call vote was taken with Mr. Bilotta, Ms. Sevastakis, Mrs. Clement and Mr. Valvano all casting affirmative votes. Dr. Manforti abstained.

9A-3 – A motion was made by Mrs. Clement and seconded by Mr. Bilotta to authorize the extension of the Trenchless Repair Clamps contract. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

9A-4 – A motion was made by Mrs. Clement and seconded by Mr. Bilotta to approve the Draft of the 5 year plan 2023-2028. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

9A-5 – A motion was made by Dr. Manforti and seconded by Mr. Bilotta to accept the 2021 Audit report. A roll call vote was taken with Dr. Manforti, Mr. Bilotta, Mrs. Clement, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

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

None.

### **Committee Reports**

#### Legal

General Counsel reported that everything with the easement is in place.

#### Personnel

An Executive Session is needed. Commissioner Clement reminded we are still continuing to look for a Line Maintenance Worker. The other new LMW will be completing his probation in October and he is doing extremely well.

#### Engineering & Technology

Mr. Rutkowski stated we are continuing to work on the HVAC project, the engineering firm FPA will be coming in Thursday to look at the AC units and recommend some adjustments.

#### Regionalization

None.

#### Liaison to Township

Dr. Manforti informed he met with the Town Council President and Vice-president to keep them updated and notified on the Green Island situation.

#### Land

None.

#### Finance/Chairman

Chairman Valvano announced and reported on several items. Aetna & Meridian health system finally came to a 2 year agreement. The OCUA flow is estimated to be 2,725 million gallons below our projection

which will be a reduction to our expense to the OCUA. The Authorities new electric vehicle, the Mach-e, finally arrived. The Finance Committee had a meeting with the Auditor and everything went well, an annual rate hearing is scheduled to happen at the November meeting. There was an incident with Earle construction where they poured asphalt into a man hole which they paid the MUA for repairs. Hutchins came out and fixed our AC issues. All Commissioners will need to sign the group affidavit for the Audit.

#### **Public Comments**

Mrs. Rosetto reported another accident at the intersection on the corner. 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. Bilotta to adopt the resolution to enter Executive Session at 4:56 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. A roll call vote was taken with Dr. Manforti, Mr. Bilotta, Mrs. Clement, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.

#### **Public Session Reconvened at 5:03 p.m.**

Back in Public Session a motion was made by Mr. Bilotta and seconded by Mrs. Clement to extend Bernie Rutkowski's contract for an additional two years onto his already existing three year contract, with a 3.5% increase for each year of the remaining five years in his contract effective January 2023. A roll call vote was taken with Mr. Bilotta, Mrs. Clement, Dr. Manforti, Ms. Sevastakis and Mr. Valvano 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. Bilotta to adjourn the meeting at 5:05 p.m. A roll call vote was taken with Mrs. Clement, Mr. Bilotta, Dr. Manforti, Ms. Sevastakis and Mr. Valvano all casting affirmative votes.