

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

Agenda

October 25, 2022

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

Deborah L. Clement, Commissioner

Dr. Alfonso J. Manforti, Commissioner

Philip I. Brilliant, Chairman

Joseph G. Bilotta, 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 #1259 was called to order at 4:30 p.m., October 25, 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. Mr. Bilotta, Mr. Brilliant, Dr. Manforti, Mrs. Clement, Mr. Siddiqui and Mr. Valvano were present. Ms. Sevastakis was absent from the meeting.

**Minutes of Meetings for Approval**

<i>A. Meeting #1257</i>	-	<i>August 23, 2022</i>	-	<i>New Submission</i>
<i>B. Ex. Session #1257</i>	-	<i>August 23, 2022</i>	-	<i>New Submission</i>
<i>C. Meeting #1258</i>	-	<i>September 27, 2022</i>	-	<i>New Submission</i>
<i>D. Ex. Session #1258</i>	-	<i>September 27, 2022</i>	-	<i>New Submission</i>

A motion was made by Dr. Manforti and seconded by Mr. Valvano to approve the above minutes A-D, as written. A roll call vote was taken with Dr. Manforti and Mr. Valvano casting affirmative votes. Mr. Siddiqui and Mr. Brilliant voted yes with exception to the September 27<sup>th</sup> Minutes and Ex. Session minutes, Mrs. Clement

voted yes with exception to the August 23<sup>rd</sup> Minutes and Ex. Session minutes, as they were absent from those meetings.

### **Disbursements**

A motion was made by Mrs. Clement and seconded by Mr. Siddiqui to approve payment of the Operating Expenses as listed in the amount of \$3,248,700.86. A roll call vote was taken with Mrs. Clement, Mr. Siddiqui, Dr. Manforti and Mr. Valvano all casting affirmative votes. Mr. Brilliant voted yes with exception to check #11607.

### **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 Dr. Manforti to ratify the monthly transfer and investment resolutions. A roll call vote was taken with Mrs. Clement, Dr. Manforti, Mr. Brilliant, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

### **Financial Reports**

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

### **Finance & Investments: 6G**

Mr. Bilotta presented the report. A motion was made by Mrs. Clement and seconded by Mr. Brilliant to reinvest the available funds of \$7,380.97 into the Ocean First Trust Custodial Account. A roll call vote was taken with Mrs. Clement, Mr. Brilliant, Dr. Manforti, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

### **Operating Reports**

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

### **Development Applications-Major Sub Divisions**

A motion was made by Mr. Siddiqui and seconded by Mrs. Clement to approve the preliminary application for Sub Division #D-1030A (Charles Klein – Lakewood, NJ). A roll call vote was taken with Mr. Siddiqui, Mrs. Clement, Mr. Brilliant, Dr. Manforti and Mr. Valvano all casting affirmative votes.

### **Authority Meeting**

The next Authority meeting was confirmed for Tuesday, November 22, 2022, at 4:30 p.m. in the TRMUA conference room. The 2023 TRMUA rate hearing meeting will be held on the same day in the conference room at 4:00 p.m.

### **Adoption of Resolutions**

9A-2 – A motion was made by Mr. Siddiqui and seconded by Mrs. Clement to authorize the execution to award the Sewer & Manhole Rehabilitation contract NO. SR-01-20 to Vortex Services, LLC. A roll call vote was taken with Mr. Siddiqui, Mrs. Clement, Mr. Brilliant, Dr. Manforti, and Mr. Valvano all casting affirmative votes.

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

Mr. Rutkowski unfortunately reported that the F150 Ford Lightning truck the Authority has been waiting on will not be ready for 2023 and they will not be honoring the 2022 price. The Board will need to make a decision on what to do. A motion was made by Mr. Brilliant and seconded by Mrs. Clement to authorize the Executive Director to procure an F150 Hybrid in lieu of the F150 Ford Lightning through the national co-op sourcewell. A roll call vote was taken with Mr. Brilliant, Mrs. Clement, Dr. Manforti, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

### **Committee Reports**

#### *Legal*

An Executive Session is needed.

#### *Personnel*

The new LMW came off probation and is a full time salaried employee, there is still an LMW position open and the Personnel Committee is still looking for someone to hire for the position.

#### *Liaison to Township*

Dr. Manforti informed the Little League fields had some pump station issues.

#### *Engineering & Technology*

Engineering Committee reported we awarded the contract for the lining job. In regard to the HVAC project, Mr. Rutkowski spoke to Hutchins and we will be pushing off replacing the boilers until the spring to ensure there will not be any heating issues during the winter months. Mr. Siddiqui also informed that by next month there will be a contract to award the replacement of air release valves on a number of the sewer manholes.

#### *Regionalization*

None.

#### *User Charge*

Nothing until next month.

#### *Finance/Chairman*

Mr. Valvano stated he signed the Executive Director's contract as well as the Teamsters union contract. A rate hearing will be held at the November meeting at 4pm, Mr. Valvano was pleased to announce there will be no Residential/Commercial user rate increase for the 2023 year. He also informed everyone that there will be a detour starting on November 1<sup>st</sup> on Water Street. This brought about a discussion on the intersection outside the Authority, where another accident occurred in the morning, and the plans for a roundabout to be constructed and finished by 2025.

### **Public Comments**

Mrs. Rosetto wants to make sure everyone is aware how dangerous the intersection on the corner is. 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 Mrs. Clement to adopt the resolution to enter Executive Session at 5:15 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. A roll call vote was taken with Dr. Manforti, Mrs. Clement, Mr. Brilliant, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

### **Public Session Reconvened at 5:31 p.m.**

### **Adjournment**

With no further business to come before the Board, a motion was made by Mrs. Clement and seconded by Mr. Brilliant to adjourn the meeting at 5:33 p.m. A roll call vote was taken with Mrs. Clement, Mr. Brilliant, Dr. Manforti, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.