

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**

**Financial Statements and Supplementary Information**

**For the years ended December 31, 2022 and 2021**

**(With Independent Auditor's Report thereon)**

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township Toms River, County of Ocean, State of New Jersey)**  
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**For the years ended December 31, 2022 and 2021**

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**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
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## INDEPENDENT AUDITOR'S REPORT

The Chairman and Commissioners  
of the Toms River Municipal Utilities Authority  
County of Ocean  
Toms River, New Jersey

### Report on the Audit of the Financial Statements

#### *Opinion*

We have audited the accompanying financial statements of the business-type activities of the Toms River Municipal Utilities Authority (hereafter referred to as the Authority), a component unit of the Township of Toms River, County of Ocean, State of New Jersey, as of and for the years ended December 31, 2022 and 2021, and the related notes to the financial statements, which collectively comprise the Authority's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the business-type activities of the Authority, as of December 31, 2022 and 2021, and the respective changes in financial position, and, where applicable, cash flows thereof for the years then ended in accordance with accounting principles generally accepted in the United States of America.

#### *Basis for Opinion*

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and in compliance with audit standards prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Authority and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

#### *Responsibilities of Management for the Financial Statements*

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the Authority's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

### ***Auditor's Responsibilities for the Audit of the Financial Statements***

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards, *Government Auditing Standards* and audit standards prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards, *Government Auditing Standards* and audit standards prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Authority's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the Authority's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

### **Required Supplementary Information**

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and other required supplementary information, as listed in the table of contents, be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the

methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

### **Supplementary Information**

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the Authority's basic financial statements. The accompanying schedule of expenditures state financial assistance, as required by New Jersey OMB's Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*, and other supplementary information as listed in the table of contents, are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of state financial assistance are fairly stated, in all material respects, in relation to the basic financial statements as a whole.

### **Other Reporting Required by *Government Auditing Standards***

In accordance with *Government Auditing Standards*, we have also issued our report dated August 21, 2023, on our consideration of the Authority's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Authority's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering Authority's internal control over financial reporting and compliance.

**HOLMAN FRENIA ALLISON, P.C.**  
*Certified Public Accountants*

August 21, 2023  
Lakewood, New Jersey



# TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

340 West Water Street • Toms River, New Jersey 08753-6533

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Tariq M. Siddiqui, Vice-Chairman  
Deborah L. Clement, Commissioner  
Alfonso J. Manforti, Commissioner

Philip I. Brilliant, Commissioner  
Joseph G. Bilotta, Alternate Commissioner  
Katarina Sevastakis, Alternate Commissioner  
Bernard Rutkowski, Executive Director

Board of Commissioners of  
Toms River Municipal Utilities Authority  
County of Ocean  
Toms River, New Jersey

The Management's Discussion and Analysis (MD&A) provides an overview and analysis of Toms River Municipal Utilities Authority's (hereafter referred to as the Authority) financial activities for the fiscal years ended December 31, 2022 and 2021 and as compared to the prior year. It should be read in conjunction with the accompanying financial statements.

## **Financial Statements**

The financial statements included in this report are the Statements of Net Position, Statements of Revenues, Expenses and Changes in Net Position, and Statements of Cash Flows for the years ended December 31, 2022 and 2021.

The Statements of Net Position show the financial position of the Authority at December 31st of each year. Assets are compared with liabilities and net position is the result.

The Statements of Revenues, Expenses and Change in Net Position measure performance for each year and how this performance impacts net position.

Finally, the Statements of Cash Flows demonstrates why cash balances increased or decreased during the two years.

## **Financial Analysis**

The Authority, at December 31, 2022, had total assets and deferred outflows of resources of \$76,981,627 compared to \$73,638,088 and \$68,894,668 at December 31, 2021 and 2020, respectively. The changes from year to year are primarily due to the purchase of capital assets in relation to the rehabilitation project and changes in the actuarial adjustments related to GASB Statement's No. 68 and 75.

The Authority, at December 31, 2022, had total liabilities and deferred inflows of resources of \$36,472,916 compared to \$37,512,439 and \$35,674,121 at December 31, 2021 and 2020, respectively. The changes from year to year are primarily due to the repayment of long-term debt and changes in the actuarial adjustments related to GASB Statement's No. 68 and 75.

The Authority, at December 31, 2022, had a total net position of \$41,815,523 compared to \$36,125,649 and \$33,220,547 at December 31, 2021 and 2020, respectively. The increase from year to year can be primarily attributed to revenues exceeding expenses.

## Condensed Financial Information

Key Authority Financial Information include the following balances:

### Financial Position:

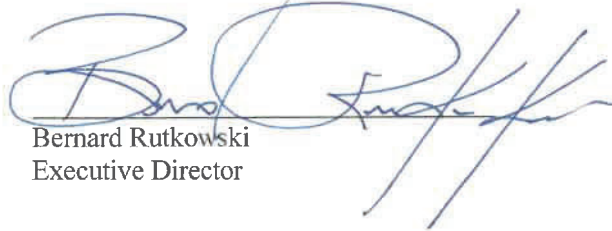
	<u>2022</u>	<u>2021</u>	<u>2020</u>
<b>ASSETS AND DEFERRED OUTFLOWS OF RESOURCES</b>			
Current unrestricted assets	\$ 14,516,970	\$ 11,031,887	\$ 9,369,378
Current restricted assets	7,783,809	7,837,376	4,505,435
Capital assets, net	<u>52,445,174</u>	<u>52,658,174</u>	<u>52,010,606</u>
Total assets	<u>74,745,953</u>	<u>71,527,437</u>	<u>65,885,419</u>
Deferred outflows of resources	<u>2,235,674</u>	<u>2,110,651</u>	<u>3,009,249</u>
Total assets and deferred outflow of resources	<u>\$ 76,981,627</u>	<u>\$ 73,638,088</u>	<u>\$ 68,894,668</u>
<b>LIABILITIES AND DEFERRED INFLOWS OF RESOURCES</b>			
Current unrestricted liabilities	\$ 3,285,673	\$ 4,068,645	\$ 2,559,502
Current restricted liabilities	3,721,188	6,535,657	3,916,044
Long-term liabilities	<u>26,989,987</u>	<u>23,026,017</u>	<u>26,032,245</u>
Total liabilities	<u>33,996,848</u>	<u>33,630,319</u>	<u>32,507,791</u>
Deferred inflow of resources	<u>2,476,068</u>	<u>3,882,120</u>	<u>3,166,330</u>
Total liabilities and deferred inflow of resources	36,472,916	37,512,439	35,674,121
<b>NET POSITION</b>			
Investments in capital assets, net of related debt	41,815,523	42,534,004	43,462,453
Unrestricted net position	<u>(1,306,812)</u>	<u>(6,408,355)</u>	<u>(10,241,906)</u>
Total net position	<u>40,508,711</u>	<u>36,125,649</u>	<u>33,220,547</u>
Total liabilities, deferred inflows of resources and net position	<u>\$ 76,981,627</u>	<u>\$ 73,638,088</u>	<u>\$ 68,894,668</u>
<b>Income Statement</b>			
	<u>2022</u>	<u>2021</u>	<u>2020</u>
Total revenues	\$ 24,591,738	\$ 23,448,019	\$ 22,788,880
Total expenses	<u>(20,208,676)</u>	<u>(20,542,917)</u>	<u>(21,515,695)</u>
Net income (loss)	<u>\$ 4,383,062</u>	<u>\$ 2,905,102</u>	<u>\$ 1,273,185</u>
Capital spending	\$ 2,559,894	\$ 3,642,309	\$ 2,891,420
Capital contributions	136,694	-	127,774
Connection fees	641,764	821,716	897,197
Bonds paid down	716,719	671,535	660,432
Bonds payable, net	9,602,095	6,407,866	7,100,104

Authority revenues were \$93,558 over budgeted for 2022 and \$558,928 over budgeted for 2021. For 2022 and 2021, this was primarily due to miscellaneous revenues and delinquencies being favorable compared to budget.



The Authority's financial report is designed to provide users of the financial statements with a general overview of the Authority's finances and to show the Authority's accountability for the money it receives. The financial statements of the Authority are a matter of public record and may be examined at 340 West Water Street, Toms River, New Jersey during the Authority's business hours.

Respectfully Submitted



Bernard Rutkowski  
Executive Director



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Michael Lee  
CFO

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Statements of Net Position**  
**December 31, 2022 and 2021**

<b>ASSETS</b>	<b>2022</b>	<b>2021</b>
Current unrestricted assets:		
Cash (Note 2)	\$ 11,491,399	\$ 8,959,651
Accounts receivable (Note 4)	2,504,022	1,737,920
Inventory	311,075	295,283
Due from OCUA (Note 5)	183,015	32,106
Prepaid expenses	27,459	6,927
Total current unrestricted assets	14,516,970	11,031,887
Current restricted assets:		
Restricted cash and investments:		
Capital reserve:		
Cash (Note 2)	596,420	379,800
Rate stabilization:		
Cash (Note 2)	1,294,985	1,199,228
Investments (Note 3)	222,060	336,046
Interest receivable	171	236
System renovation:		
Cash (Note 2)	3,617,071	3,603,244
Investments (Note 3)	4,922	15,599
Interest receivable	176	16
Other restricted funds:		
Cash (Note 2)	1,298,004	1,255,528
Operating:		
Cash (Note 2)	750,000	750,000
Due from NJ Infrastructure Bank	-	297,679
Total current restricted assets	7,783,809	7,837,376
Capital assets (Note 6)	149,530,800	147,254,312
Less: accumulated depreciation (Note 6)	(97,085,626)	(94,596,138)
Capital assets, net	52,445,174	52,658,174
Total assets	74,745,953	71,527,437
<b>DEFERRED OUTFLOWS OF RESOURCES</b>		
Deferred outflows related to pensions (Note 9)	472,431	422,600
Deferred outflows related to OPEB (Note 8)	1,713,815	1,631,562
Deferred outflows related to loss on bond refunding net of accumulated amortization (Note 7)	49,428	56,489
Total deferred outflow of resources	2,235,674	2,110,651
Total assets and deferred outflow of resources	\$ 76,981,627	\$ 73,638,088

The accompanying notes are an integral part of this statement.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Statements of Net Position (continued)**  
**December 31, 2022 and 2021**

	<b>2022</b>	<b>2021</b>
<b>LIABILITIES</b>		
Current unrestricted liabilities:		
Accounts payable	\$ 232,721	\$ 376,049
Accrued expenses (Note 7)	167,910	165,918
Deposits on connection fees	4,295	4,295
Unearned revenue (Note 7)	2,880,747	3,522,383
Total current unrestricted liabilities	3,285,673	4,068,645
Current restricted liabilities:		
Current portion of bonds payable - NJIB (Note 7)	805,395	693,240
Construction loan payable - NJIB (Note 7)	1,076,984	4,070,472
Accrued interest payable	57,347	30,073
Escrow performance bonds (Note 10)	1,194,187	1,151,387
Unemployment trust fund	87,932	88,256
Pension payable (Note 9)	499,343	502,229
Total current restricted liabilities	3,721,188	6,535,657
Long-term liabilities:		
Long-term portion of bonds payable - NJIB (Note 7)	8,796,700	5,714,626
Reserve for compensated absences (Note 7)	277,933	260,357
Net other postemployment benefits liability (Note 8)	11,939,552	11,970,705
Net pension liability (Note 9)	5,975,802	5,080,329
Total long-term liabilities	26,989,987	23,026,017
Total liabilities	33,996,848	33,630,319
<b>DEFERRED INFLOWS OF RESOURCES</b>		
Deferred inflows related to pensions (Note 9)	1,643,798	3,470,744
Deferred inflows related to OPEB (Note 8)	832,270	411,376
Total deferred inflow of resources	2,476,068	3,882,120
<b>NET POSITION</b>		
Net investment in capital assets	41,815,523	42,534,004
Unrestricted net position (Note 13)	(1,306,812)	(6,408,355)
Total net position	40,508,711	36,125,649
Total liabilities, deferred inflows of resources and net position	\$ 76,981,627	\$ 73,638,088

The accompanying notes are an integral part of this statement.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Statements of Revenues, Expenses and Changes in Net Position**  
**For the years ended December 31, 2022 and 2021**

	<u>2022</u>	<u>2021</u>
Operating revenues:		
Sewerage charges	\$ 23,003,904	\$ 21,958,279
Connection fees	641,764	821,716
Engineering and inspection fees	36,593	39,624
Delinquent charges	256,754	361,372
Miscellaneous	333,530	207,532
Total operating revenues	<u>24,272,545</u>	<u>23,388,523</u>
Operating expenses:		
Administrative expenses	1,315,573	1,420,210
Maintenance and treatment	15,022,545	15,080,795
Depreciation	2,772,894	2,994,741
Total operating expenses	<u>19,111,012</u>	<u>19,495,746</u>
Net income/(loss) from operations	<u>5,161,533</u>	<u>3,892,777</u>
Non-operating revenues/(expenses):		
Investment income	65,094	22,695
Realized gain on sale of investments	1,635	3,416
Unrealized gain/(loss) on investments	(21,418)	(13,209)
Interest expense	(124,367)	(88,157)
Transfer to the Township of Toms River (Note 11)	(973,297)	(959,014)
Gain on disposal of fixed assets	122,666	32,950
Capital contributions	136,694	-
Amortization of bond premium	14,522	13,644
Total non-operating revenues/(expenses)	<u>(778,471)</u>	<u>(987,675)</u>
Change in net position	4,383,062	2,905,102
Net position, January 1	<u>36,125,649</u>	<u>33,220,547</u>
Net position, December 31	<u>\$ 40,508,711</u>	<u>\$ 36,125,649</u>

The accompanying notes are an integral part of this statement.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Statements of Cash Flows**  
**For the years ended December 31, 2022 and 2021**

	<b>2022</b>	<b>2021</b>
<b>Cash flows from operating activities:</b>		
Cash received from service users	\$ 23,076,576	\$ 25,027,376
Cash paid to suppliers and employees	(18,078,451)	(17,924,603)
Amount paid for interest	(124,367)	(88,157)
Net cash flows from operating activities	4,873,758	7,014,616
 <b>Cash flows from investing activities:</b>		
Proceeds from sale of investments	104,880	314,868
Acquisition and construction of capital assets	(2,423,200)	(3,642,309)
Proceeds from sale of capital assets	122,666	32,950
Net cash flows from investing activities	(2,195,654)	(3,294,491)
 <b>Cash flows from financing activities:</b>		
Principal repayment on long-term debt	(716,719)	(671,532)
Debt issuance costs	-	-
Issuance of debt	939,043	2,558,872
Net cash flows from investing activities	222,324	1,887,340
Change in cash	2,900,428	5,607,465
Unrestricted and restricted cash, January 1	16,147,451	10,539,986
Unrestricted and restricted cash, December 31	\$ 19,047,879	\$ 16,147,451
 <b>Reconciliation to Statements of Net Position:</b>		
Current unrestricted assets:		
Cash	\$ 11,491,399	\$ 8,959,651
Current restricted assets:		
Capital reserve cash	596,420	379,800
Rate stabilization cash	1,294,985	1,199,228
System renovation cash	3,617,071	3,603,244
Other restricted cash	2,048,004	2,005,528
Unrestricted and restricted cash, December 31	\$ 19,047,879	\$ 16,147,451

The accompanying notes are an integral part of this statement.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Statements of Cash Flows (continued)**  
**For the years ended December 31, 2022 and 2021**

	<b>2022</b>	<b>2021</b>
<b>Reconciliation of net loss to cash flows from operating activities:</b>		
Net loss from operations	\$ 4,383,062	\$ 2,905,102
Items which did not use cash:		
Depreciation and amortization	2,772,894	2,994,741
Amortization of debt issuance costs	(14,522)	(13,644)
Gain on sale of capital assets	(122,666)	(32,950)
Unbudgeted pension expense (credit)	(981,304)	(1,061,508)
Unbudgeted other postemployment benefit expense	307,488	331,545
Unrealized loss on investments	21,418	13,209
Realized gain on investments	(1,635)	(3,416)
Capital Contribution	(136,694)	-
Working capital changes which provided (used) cash:		
Accounts receivable	(619,427)	298,219
Inventory	(15,792)	(28,026)
Prepaid expenses	(20,532)	18,161
Accounts payable	(100,852)	207,357
Accrued expenses	29,266	21,618
Unearned revenues	(641,636)	1,317,939
Pension payable	(2,886)	21,970
Reserve for compensated absences	17,576	24,299
	\$ 4,873,758	\$ 7,014,616

The accompanying notes are an integral part of this statement.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

The financial statements of the Toms River Municipal Utilities Authority (hereafter referred to as the Authority), a component unit of the Township of Toms River, County of Ocean, State of New Jersey, have been prepared to conform with accounting principles generally accepted in the United States of America (GAAP) as applied to governmental units. The Governmental Accounting Standards Board (GASB) is the accepted standard setting body for establishing governmental accounting and financial reporting principles. The following is a summary of the more significant of these policies.

**Creation of Authority**

Dover Municipal Utilities Authority, originally named the Dover Sewerage Authority, was created under the Municipal Utilities Law constituting Chapter 143 of the Laws of the State of New Jersey of 1957 (Chapter 14-8, Title 40 of the revised statutes of the State of New Jersey) and was created by an ordinance of the Dover Township Committee on April 26, 1949.

On November 28, 2007, the Authority changed its name to “Toms River Municipal Utilities Authority”. The name change was done in conjunction with Dover Township, which had changed its name to the “Township of Toms River”.

The Authority provides wastewater collection services to the residents within the territorial limits of Toms River Municipal Utilities Authority’s sanitary sewer collection system.

**Component Unit**

The Authority is considered to be a "Component Unit" of the Township of Toms River under GAAP however, the Township of Toms River does not follow GAAP for accounting and financial reporting purposes rather it follows a regulatory basis of accounting, utilizing accounting principles which differ, in some cases significantly, from GAAP. Of particular note is the exclusion from the Township's financial statements of potential component units, based on the separate legal status of these units. Accordingly, the financial statements of the Township do not include the Authority as a component unit.

**Basis of Presentation**

The financial statements of the Authority have been prepared on the accrual basis of accounting and in accordance with GAAP applicable to enterprise funds of State and Local Governments on a going concern basis.

All activities of the Authority are accounted for within a single proprietary (enterprise) fund. Proprietary funds are used to account for operations (a) that are financed and operated in a manner similar to private business enterprises - where the intent of the governing body is that the costs (expenses, including depreciation) of providing services to the general public on a continuing basis be financed or recovered primarily through user charges; or (b) where the governing body has decided that periodic determination of revenues earned, expenses incurred, and/or net income is appropriate for capital maintenance, public policy, accountability or other purposes.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**Basis of Presentation (continued)**

The accounting and financial reporting treatment applied to the Authority is determined by its measurement focus. The transactions of the Authority are accounted for on a flow of economic resources measurement focus. With this measurement focus, all assets, liabilities and deferred inflow or outflow of resources associated with the operations are included on the statement of net position. Net position (i.e., total assets net of total liabilities) are segregated into invested in capital assets, net of related debt and unrestricted components.

**Basis of Accounting**

Basis of accounting determines when transactions are recorded in the financial records and reported on the financial statements. Enterprise funds are accounted for using the accrual basis of accounting.

**Revenues – Exchange and Non-Exchange Transactions** – Revenue resulting from exchange transactions, in which each party gives and receives essentially equal value, is recorded on the accrual basis when the exchange takes place. Sewer service charges are recognized as revenue when services are provided. Connection fees are collected in advance and, accordingly, the Authority defers these revenues until the municipality issues a release for certificate of occupancy and determines that sewage collection services are being provided to the properties.

Non-exchange transactions, in which the Authority receives value without directly giving equal value in return, include grants, contributed capital, and donations. Revenue from grants, contributed capital, and donations are recognized in the fiscal year in which all eligibility requirements have been satisfied. Eligibility requirements include timing requirements, which specify the fiscal year when the resources are required to be used or the fiscal year when use is first permitted, matching requirements, in which the Authority must provide local resources to be used for a specified purpose, and expenditure requirements, in which the resources are provided to the Authority on a reimbursement basis.

**Expenses** – On the accrual basis of accounting, expenses are recognized at the time they are incurred.

**Budgets and Budgetary Accounting**

The Authority must adopt an annual budget in accordance with *N.J.A.C. 5:31-2*. *N.J.A.C. 5:31-2* requires the governing body to introduce the annual Authority budget at least 60 days prior to the end of the current fiscal year and to adopt no later than the beginning of the Authority's fiscal year. The governing body may amend the budget at any point during the year by resolution of the Board of Commissioners. The budgetary basis of accounting is utilized to determine the Authority has sufficient cash to operate and pay debt service. As such, certain items such as bond payments are included in budgetary expenses while depreciation is not included.



**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**Budgets and Budgetary Accounting (continued)**

The legal level of budgetary control is established at the detail shown on the Statement of Revenues, Expenses and Changes in Net Position. All budget transfers and amendments to those accounts must be approved by resolution of the Authority as required by the Local Finance Board. Management may transfer among supplementary line items as long as the legal level line items are not affected. There are no statutory requirements that budgetary line items not be over-expended.

The Authority records encumbrances. An encumbrance represents a commitment related to unperformed contracts for goods or services. The issuance of a purchase order or the signing of a contract would create an encumbrance. The encumbrance does not represent an expenditure for the period, only a commitment to expend resources. At year-end, the accounting records are adjusted to record only expenses in accordance with generally accepted accounting principles.

**Cash, Cash Equivalents and Investments**

Cash and cash equivalents include cash in banks and may include petty cash and change funds. It may also include all highly liquid investments with a maturity of three months or less at the time of purchase and are stated at cost plus accrued interest. Such is the definition of cash and cash equivalents used in the statement of cash flows.

New Jersey Authorities are required by *N.J.S.A. 40A:5-14* to deposit public funds into a bank or trust company having its place of business in the State of New Jersey and organized under the laws of the United States of America or State of New Jersey or the New Jersey Cash Management Fund. *N.J.S.A. 40A:5-15.1* provides a list of securities which may be purchased by New Jersey Authorities. The Authority is required by *N.J.S.A. 17:9-41* to deposit funds in public depositories protected from loss under the provisions of the Governmental Unit Deposit Protection Act ("GUDPA"). GUDPA was enacted in 1970 to protect governmental units from a loss of funds on deposit with a failed banking institution in New Jersey.

Additionally, the Authority has adopted a cash management plan which requires it to deposit public funds in public depositories protected from loss under the provisions of the Governmental Unit Deposit Protection Act. In lieu of designating a depository, the cash management plan may provide that the local unit make deposits with the State of New Jersey Cash Management Fund.

Investments are carried at lower of cost or market plus accrued interest shown separately and consists of interest-bearing bank deposits, certificates of deposit and U.S. Government Securities.

**Fair Value Measurement**

The Authority categorizes its assets and liabilities measured at fair value into a three-level hierarchy based on the priority of the inputs to the valuation technique used to determine fair value. The fair value hierarchy gives the highest priority to quoted prices in active markets for identical assets or liabilities (Level I) and the lowest priority to unobservable inputs (Level III).

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**Fair Value Measurement (continued)**

If the inputs used in the determination of the fair value measurement fall within different levels of the hierarchy, the categorization is based on the lowest level input that is significant to the fair value measurement. Assets and liabilities valued at fair value are categorized based on the inputs to the valuation techniques as follows:

*Level I* – Inputs that utilize quoted prices (unadjusted) in active markets for identical assets or liabilities that the Authority has the ability to access. Fair values for these instruments are estimated using pricing models or quoted prices of securities with similar characteristics.

*Level II* – Inputs that include quoted market prices for similar assets and liabilities in active markets and inputs that are observable for the asset or liability, either directly or indirectly, for substantially the full term of the financial instrument.

*Level III* – Inputs that are unobservable inputs for the asset or liability, which are typically based on an entity's assumptions, as there is little, if any, related market activity. Fair values for these instruments are estimated using appraised values.

Subsequent to initial recognition, the Authority may remeasure the carrying value of assets and liabilities measured on a nonrecurring basis to fair value. Adjustments to fair value usually result when certain assets are impaired. Such assets are written down from their carrying amounts to their fair value.

**Inventory**

Inventory consists principally of parts and supplies utilized in maintaining the system and gasoline storage and is stated at lower of cost (determined on a first in, first out basis) or market.

**Prepaid Expenses**

Prepaid expenses recorded on the financial statements represent payments made to vendors for services that will benefit periods beyond the Authority's fiscal year end.

**Capital Assets**

Capital assets primarily consist of expenditures to acquire, construct, place in operation and improve the facilities of the Authority. Assets purchased are stated at cost. Assets contributed by developer's are valued at estimated fair market value as of the date of contribution. Costs incurred for construction projects are recorded as construction in progress. In the year that the project is completed, these costs are transferred to capital assets.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**Capital Assets (continued)**

Depreciation is determined on a straight-line basis for all capital assets. Depreciation was provided over the following estimated useful lives:

	<u>Years</u>
Building and improvements	10 – 40
Collection systems	40
Equipment	3 – 10
Furniture and fixtures	5 – 7
GIS deployed	5 – 25

**Deferred Outflows and Deferred Inflows of Resources**

In addition to assets, the statement of net position will sometimes report a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until then.

In addition to liabilities, the statement of net position will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time.

**Compensated Absences**

Compensated absences represent amounts to which employees are entitled to based on accumulated sick leave earned in accordance with the Authority's Personnel Policy. Employees may be compensated for accumulated sick leave in the event of retirement or termination from service at the current salary.

**Unearned Revenue**

Unearned revenue arises when assets are recognized before revenue recognition criteria have been satisfied and are recorded as a liability until the revenue is both measurable and the Authority is eligible to realize the revenue.

**Bond Premium**

Bond premiums are deferred and amortized over the term of the bonds. Bond premiums are presented as an addition to bonds payable.

**Pension & Other Post-employment Benefits (OPEB) Section**

For purposes of measuring the net pension and OPEB liabilities, deferred outflows of resources and deferred inflows of resources related to pensions and OPEB, and pension and OPEB expenses, information about the fiduciary net position of the Public Employees' Retirement System (PERS), OPEB and additions to/deductions from the PERS's and OPEB's fiduciary net position have been

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**Pension & Other Post-employment Benefits (OPEB) Section (continued)**

determined on the same basis as they are reported by the plan. For these purposes, benefit payments (including refunds of employee contributions) are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value.

**Net Position**

In accordance with the provisions of GASB Statement No. 34 *Basic Financial Statements – and Management’s Discussion and Analysis – for State and Local Governments*, the Authority has classified its net position into three components – net investment in capital assets; restricted; and unrestricted. These classifications are defined as follows:

Net Investment in Capital Assets – Consists of capital assets including restricted capital assets, net of accumulated depreciation and reduced by the outstanding balances of any bonds, mortgages, notes, or other borrowings that are attributable to the acquisition, construction or improvement of those assets. Deferred outflows of resources and deferred inflows of resources that are attributable to the acquisition, construction, or improvement of those assets or related debt also should be included in this component of net position.

Restricted Net Position – Consists of net position with constraints placed on the use either by (1) external groups such as creditors, grantors, contributors, laws or regulations of other governments; or (2) law through constitutional provisions or enabling legislation.

Unrestricted Net Position – All other net position that do not meet the definition of "restricted" or “net investment in capital assets”.

**Income Taxes**

The Authority operates as defined by Internal Revenue Code Section 115 and appropriately is exempt from income taxes under Section 115.

**Operating and Non-Operating Revenues and Expenses**

The Authority defines its operating revenues as income derived from charges to residents and others for services provided as well as government subsidies and grants used for operating purposes. Non-operating revenues primarily consist of interest income and on investments of securities. Operating expenses are costs incurred in the operation of its program activities to provide services to residents and others. Non-operating expenses primarily include expenses attributable to the Authority’s interest on debt, contribution to Township and sales of capital assets.

**Use of Estimates**

The process of preparing financial statements in conformity with generally accepted accounting principles requires the use of estimates and assumptions regarding certain types of assets, liabilities, revenues and expenses. Such estimates primarily relate to unsettled transactions and events as of the date of the financial statements. Accordingly, upon settlement, actual results may differ from estimated amount.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)**

**Recently Adopted Accounting Pronouncements**

The following GASB Statement became effective for the fiscal year ended December 31, 2022:

Statement No. 87, *Leases*. The objective of this Statement is to better meet the information needs of financial statement users by improving accounting and financial reporting for leases by governments. This Statement increases the usefulness of governments' financial statements by requiring recognition of certain lease assets and liabilities for leases that previously were classified as operating leases and recognized as inflows of resources or outflows of resources based on the payment provisions of the contract. As a result of Statement No. 95, *Postponement of The Effective Dates of Certain Authoritative Guidance*, Statement No. 87 is now effective for reporting periods beginning after June 15, 2021. Management has determined that the implementation of this Statement did not have a significant impact on the Authority's financial statements.

**Subsequent Events**

The Authority has evaluated subsequent events occurring after December 31, 2022 through August 21, 2023, which is the date the financial statements were available to be issued.

**NOTE 2: CASH**

This Authority is governed by the deposit and investment limitations of New Jersey state law. The deposits held at December 31, 2022 and 2021, reported at fair value, are as follows:

	<u>2022</u>	<u>2021</u>
<b>Deposits:</b>		
Demand deposits	\$19,047,879	\$16,147,451
Total deposits	<u>\$19,047,879</u>	<u>\$16,147,451</u>
 <b>Reconciliation to Statements of Net Position:</b>		
Current unrestricted assets:		
Cash	\$11,491,399	\$ 8,959,651
Current restricted assets:		
Capital reserve cash	596,420	379,800
Rate stabilization cash	1,294,985	1,199,228
System renovation cash	3,617,071	3,603,244
Operating	750,000	750,000
Other restricted cash	<u>1,298,004</u>	<u>1,255,528</u>
Total current unrestricted and restricted cash	<u>\$19,047,879</u>	<u>\$16,147,451</u>

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 2: CASH (continued)**

**Custodial Credit Risk Related to Deposits**

Custodial credit risk is the risk that, in the event of a bank failure, the Authority’s deposits might not be recovered. Although the Authority does not have a formal policy regarding custodial credit risk, *N.J.S.A. 17:9-41 et seq.* requires that governmental units shall deposit public funds in public depositories protected from loss under the provisions of GUPDA. Under the Act, the first \$250,000 of governmental deposits in each insured depository is protected by the Federal Deposit Insurance Corporation (“FDIC”). Public funds owned by the Authority in excess of FDIC insured amounts are protected by GUDPA. However, GUDPA does not protect intermingled trust funds such as salary withholdings or funds that may pass to the Authority relative to the happening of a future condition. If the Authority had any such funds, they would be shown as Uninsured and Uncollateralized in the schedule below. As of December 31, 2022 and 2021, the Authority’s bank balances were insured or exposed to credit risk as follows:

	<u>2022</u>	<u>2021</u>
Insured by FDIC	\$ 750,000	\$ 750,000
Collateralized in the Authority's name under GUDPA	<u>18,473,488</u>	<u>15,444,382</u>
Total	<u>\$ 19,223,488</u>	<u>\$ 16,194,382</u>

The Board approved and adopted the Cash Management and Investment Policy on February 22, 2022 establishes the following restricted cash and investment accounts:

<u>Account</u>	<u>Amount</u>	<u>Use for which restricted</u>
System renovation	Amount designated by Board.	To pay for infrastructure repairs for the collection system.
Rate stabilization	Amount designated by Board.	To maintain stable sewer rates for customers.

In addition to the above, the Authority has restricted accounts pertaining to performance on contracts, unemployment trust funds, construction funds, and capital reserves.

**NOTE 3: INVESTMENTS**

**Custodial Credit Risk**

For an investment, custodial credit risk is a risk that, in the event of the failure of the counterparty, the Authority will not be able to recover the value of its investments or collateral securities that are in the possession of an outside party. Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the Authority, and are held by either the counterparty or the counterparty’s trust department or agent but not in the Authority’s name. Interest rate risk is the risk that changes in interest rates that will adversely affect the fair value of an

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 3: INVESTMENTS (continued)**

**Investment Interest Rate Risk**

investment. The Authority has no formal investment policy that limits investment maturities as a means of managing its exposure to fair value losses arising from increasing interest rates. Maturities of investments held at December 31, 2022 and 2021, are provided in the schedule below.

**Investment Credit Risk**

The Authority has no investment policy that limits its investment choices other than the limitation of state law as follows:

- Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- Government money market mutual funds;
- Any obligation that a federal agency or federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligations bear a fixed rate of interest not dependent on any index or other external factor;
- Bonds or other obligations of the Authority or bonds or other obligations of the local unit or units within which the Authority is located;
- Bonds or other obligations, having a maturity date of not more than 397 days from the date of purchase, approved by the Division of Investment in the Department of Treasury for investment by the Authority;
- Local Government investment pools;
- Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281; or
- Agreements for the repurchase of fully collateralized securities.

As of December 31, 2022 and 2021, the Authority had the following investments and maturities:

	<b>Investments at Fair Value as of December 31, 2022</b>			
	<i><u>Level I</u></i>	<i><u>Level II</u></i>	<i><u>Level III</u></i>	<u>Total</u>
Fixed income securities:				
US government agency obligations	\$ 226,982	\$ -	\$ -	\$ 226,982
Total investments at fair value	\$ 226,982	\$ -	\$ -	\$ 226,982
	<b>Investments at Fair Value as of December 31, 2021</b>			
	<i><u>Level I</u></i>	<i><u>Level II</u></i>	<i><u>Level III</u></i>	<u>Total</u>
Fixed income securities:				
US government agency obligations	\$ 351,645	\$ -	\$ -	\$ 351,645
Total investments at fair value	\$ 351,645	\$ -	\$ -	\$ 351,645

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 4: ACCOUNTS RECEIVABLE**

Accounts receivable balances as of December 31, 2022 and 2021 consisted of the following:

	<u>2022</u>	<u>2021</u>
Accounts receivable – customers	\$ 2,407,665	\$ 1,600,540
Other receivables	4,698	39,348
Other municipalities	<u>91,659</u>	<u>98,032</u>
Total	<u>\$ 2,504,022</u>	<u>\$ 1,737,920</u>

**NOTE 5: OCUA CREDIT/(DEFICIENCY)**

The Authority makes quarterly estimated payments to the Ocean County Utilities Authority (“OCUA”) for the amount of sewerage that is discharged. At the end of the year, the OCUA is required to provide the Authority with a “Deficiency Notification” in accordance with Articles V and IX of the Service Agreement. The credit or (deficiency) is computed by taking the actual flows for the year and comparing this number to the estimated flows. The Authority had a credit of \$183,015 and \$32,106 for the year ended December 31, 2022 and 2021, respectively.

**NOTE 6: CAPITAL ASSETS**

The activity in capital assets for the years ended December 31, 2022 and 2021 are as followed:

	<b>Balance December 31, <u>2021</u></b>	<b><u>Additions</u></b>	<b><u>Retirements and Transfers</u></b>	<b>Balance December 31, <u>2022</u></b>
Capital assets not being depreciated				
Land	\$ 1,779,650	\$ -	\$ -	\$ 1,779,650
Construction in progress	<u>5,235,235</u>	<u>48,746</u>	<u>(5,221,081)</u>	<u>62,900</u>
Total capital assets not being depreciated	<u>7,014,885</u>	<u>48,746</u>	<u>(5,221,081)</u>	<u>1,842,550</u>
Capital assets being depreciated:				
Buildings and improvements	4,145,526	348,455	-	4,493,980
Collection system	128,470,509	1,191,853	5,221,081	134,883,443
Equipment	6,344,550	925,790	(267,728)	7,002,613
Furniture and fixtures	983,349	45,050	(15,678)	1,012,721
GIS deployed	<u>295,493</u>	<u>-</u>	<u>-</u>	<u>295,493</u>
Total capital assets being depreciated	<u>140,239,427</u>	<u>2,511,148</u>	<u>4,937,675</u>	<u>147,688,250</u>
Less: accumulated depreciation	<u>(94,596,138)</u>	<u>(2,772,894)</u>	<u>283,406</u>	<u>(97,085,626)</u>
Total capital assets, being depreciated, net	<u>45,643,289</u>	<u>(261,746)</u>	<u>5,221,081</u>	<u>50,602,624</u>
Total capital assets, net	<u>\$ 52,658,174</u>	<u>\$ (213,000)</u>	<u>\$ -</u>	<u>\$ 52,445,174</u>



**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 6: CAPITAL ASSETS (continued)**

	<b>Balance</b> <b>December 31,</b> <b><u>2020</u></b>	<b><u>Additions</u></b>	<b>Retirements</b> <b>and Transfers</b>	<b>Balance</b> <b>December 31,</b> <b><u>2021</u></b>
Capital assets not being depreciated				
Land	\$ 1,779,650	\$ -	\$ -	\$ 1,779,650
Construction in progress	129,024	19,450	-	148,474
NJIB work in progress	<u>2,510,909</u>	<u>2,575,852</u>	-	<u>5,086,761</u>
Total capital assets not being depreciated	<u>4,419,583</u>	<u>2,595,302</u>	-	<u>7,014,885</u>
Capital assets being depreciated				
Buildings and improvements	4,124,024	21,502	-	4,145,526
Collection system	127,674,767	795,742	-	128,470,509
Equipment	6,188,749	155,801	-	6,344,550
Furniture and fixtures	909,387	73,962	-	983,349
GIS deployed	<u>295,493</u>	-	-	<u>295,493</u>
Total capital assets being depreciated	<u>139,192,420</u>	<u>1,047,007</u>	-	<u>140,239,427</u>
Less: accumulated depreciation	<u>(91,601,397)</u>	<u>(2,994,741)</u>	-	<u>(94,596,138)</u>
Total capital assets, being depreciated, net	<u>47,591,023</u>	<u>(1,947,734)</u>	-	<u>45,643,289</u>
Total capital assets, net	<u>\$ 52,010,606</u>	<u>\$ 647,568</u>	<u>\$ -</u>	<u>\$ 52,658,174</u>

**NOTE 7: LIABILITIES**

**Accrued Expenses**

Accrued expenses as of December 31, 2022 and 2021 consisted of the following:

	<b><u>2022</u></b>	<b><u>2021</u></b>
Payroll	\$ 131,189	\$ 129,527
Payroll taxes	9,971	9,641
Professional fees	<u>26,750</u>	<u>26,750</u>
Total accrued expenses	<u>\$ 167,910</u>	<u>\$ 165,918</u>

**Unearned Revenue**

The Authority's customers are billed in December for the following quarter beginning January 1st. Appropriately, customer payments received in December for the following quarter are included in the Authority's current unrestricted liabilities and not recognized as revenue until the following year. As of December 31, 2022 and 2021, unearned revenue totaled \$2,880,747 and \$3,522,383, respectively.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 7: LIABILITIES (continued)**

**Long-term Obligations**

During the years ended December 31, 2022 and 2021, the following changes occurred in long-term obligations:

	<b><u>Balance</u></b>		<b><u>Reduction/</u></b>	<b><u>Balance</u></b>	<b><u>Balance</u></b>
	<b><u>12/31/21</u></b>	<b><u>Additions</u></b>	<b><u>Adjustments</u></b>	<b><u>12/31/22</u></b>	<b><u>Due</u></b>
					<b><u>Within</u></b>
					<b><u>One Year</u></b>
Bonds payable	\$ 6,217,410	\$3,906,265	\$ 716,719	\$ 9,406,956	\$ 783,812
Unamortized loan premium	<u>190,456</u>	<u>26,266</u>	<u>21,583</u>	<u>195,139</u>	<u>21,583</u>
Bonds payable, net	<u>6,407,866</u>	<u>3,932,531</u>	<u>738,302</u>	<u>9,602,095</u>	<u>805,395</u>
Construction loan payable	4,070,472	939,043	3,932,531	1,076,984	1,076,984
Net other postemployment benefits liability	11,970,705	-	31,153	11,939,552	-
Reserve for compensated absences	260,357	17,576	-	277,933	-
Net pension liability	<u>5,080,329</u>	<u>895,473</u>	<u>-</u>	<u>5,975,802</u>	<u>-</u>
Total	<u>\$27,789,729</u>	<u>\$5,784,623</u>	<u>\$ 4,701,986</u>	<u>\$28,872,366</u>	<u>\$1,882,379</u>

	<b><u>Balance</u></b>		<b><u>Reduction/</u></b>	<b><u>Balance</u></b>	<b><u>Balance</u></b>
	<b><u>12/31/20</u></b>	<b><u>Additions</u></b>	<b><u>Adjustments</u></b>	<b><u>12/31/21</u></b>	<b><u>Due</u></b>
					<b><u>Within</u></b>
					<b><u>One Year</u></b>
Bonds payable	\$ 6,888,943	\$ -	\$ 671,533	\$ 6,217,410	\$ 672,533
Unamortized loan premium	<u>211,161</u>	<u>-</u>	<u>20,705</u>	<u>190,456</u>	<u>20,707</u>
Bonds payable, net	<u>7,100,104</u>	<u>-</u>	<u>692,238</u>	<u>6,407,866</u>	<u>693,240</u>
Construction loan payable	1,511,600	2,558,872	-	4,070,472	4,070,472
Net other postemployment benefits liability	12,229,155	-	258,450	11,970,705	-
Reserve for compensated absences	236,058	24,299	-	260,357	-
Net pension liability	<u>7,159,168</u>	<u>-</u>	<u>2,078,839</u>	<u>5,080,329</u>	<u>-</u>
Total	<u>\$28,236,085</u>	<u>\$2,583,171</u>	<u>\$ 3,029,527</u>	<u>\$27,789,729</u>	<u>\$4,763,712</u>

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 7: LIABILITIES (continued)**

**New Jersey Infrastructure Bank Series 2010A, 2014A, 2017A-R2 and 2020A-1 Loans Payable**

Loans payable at December 31, 2022 and 2021 consisted of the following:

	<u>2022</u>	<u>2021</u>
2010A NJIB Fund Loans, bearing no interest, maturity dates February 1 from 2011 to 2029.	\$ 2,693,042	\$ 3,092,516
2014A NJIB Fund Loans, bearing no interest, maturity dates August 1 from 2014 to 2033.	572,718	629,351
2014A NJIB Trust Loans, bearing interest ranging from 3.00% to 5.00% per annum; maturity dates each August 1 from 2014 to 2033. Interest payable on February 1 and August 1 each year to maturity.	715,000	765,000
2017A-R2 NJIB Trust Loan Refunding, bearing interest ranging from 3.00% to 5.00% per annum; maturity dates each March 1 from 2017 to 2029. Interest payable on March 1 and September 1 each year to maturity.	1,082,000	1,212,000
2020A-1 NJIB Fund Loans, bearing no interest, maturity dates August 1 from 2020 to 2034.	317,117	343,543
2020A-1 NJIB Trust Loan Refunding, bearing interest ranging from 2.375% to 5.00% per annum; maturity dates each February 1 from 2020 to 2034. Interest payable on February 1 and August 1 each year to maturity.	165,000	175,000
2022A-1 NJIB Fund Loans, bearing no interest, maturity dates August 1 from 2022 to 2051.	1,922,079	-
2022A-1 NJIB Trust Loan Refunding, bearing interest ranging from 3.25% to 5.00% per annum; maturity dates each February 1 from 2022 to 2051. Interest payable on February 1 and August 1 each year to maturity.	<u>1,940,000</u>	<u>-</u>
Total loans	9,406,956	6,217,410
Less: current portion, including current portion of unamortized bond premium	<u>(805,395)</u>	<u>(693,240)</u>
Subtotal	8,601,561	5,524,170
Add: total unamortized bond premium	<u>195,139</u>	<u>190,456</u>
Total	<u>\$ 8,796,700</u>	<u>\$ 5,714,626</u>

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 7: LIABILITIES (continued)**

**New Jersey Infrastructure Bank Series 2010A, 2014A, 2017A-R2 and 2020A-1 Loans Payable (continued)**

On March 10, 2010, the Authority borrowed \$10,105,000 in Series 2010A Revenue Bonds through the New Jersey Infrastructure Bank. The “Fund” (Federal Funds) portion of the Bond Issue, \$7,590,000, was issued with no interest rate. The remaining Bonds mature semi-annually from February 1, 2011 through August 1, 2029 at maturities ranging from \$133,158 to \$266,316. As of December 31, 2022 and 2021, the remaining balances were \$2,693,042 and \$3,092,516, respectively.

On May 22, 2014, the Authority borrowed \$4,307,242 in Series 2014A Revenue Bonds through the New Jersey Infrastructure Bank. The original “Fund” (Federal Funds) portion of the Bond Issue, \$3,242,242 with a principal forgiveness portion of \$2,161,494, leaving an adjusted “Fund” portion of the Bond Issue of \$1,080,748 issued with no interest rate. As of December 31, 2022, and 2021, the remaining balances were \$572,718 and \$629,351, respectively. Of the amount that was recognized as NJIB principal forgiveness, \$1,214,007 was recognized as revenue in 2014, \$837,555 was recognized as revenue in 2015. On April 5, 2016, the Authority received a certified letter from the State of New Jersey Department of Environmental Protection in connection with the Authority’s New Jersey Environmental Infrastructure Financing Program Project No. S340145-03/04. In the letter, the Authority was notified that the remaining \$164,897 “Fund” portion of the loan, of which \$109,932 was principal forgiveness, would be de-obligated. The remaining Bonds mature semi-annually from August 1, 2014 through August 1, 2033 at maturities ranging from \$6,388 to \$37,755. As of December 31, 2022 and 2021, this bond issuance premium had a balance of \$47,406 and \$51,573, respectively.

The “Loan” (State Funds) portion of the Series 2014A Bond Issue, \$1,065,000, the remaining bonds mature annually from August 1, 2014 through 2033 at annual maturities ranging from \$40,000 to \$75,000 and bear interest at rates ranging from 3.00% to 5.00%. As of December 31, 2022 and 2021, the remaining balances were \$715,000 and \$765,000, respectively.

On January 31, 2017, the Authority issued Series 2017A-R2 NJIB Refunding Bonds in the amount of \$1,578,000. The proceeds of this issuance were utilized to refund the 2010A Revenue Bonds NJIB trust loan outstanding. The bonds mature annually from September 1, 2019 through 2029 at annual maturities ranging from \$116,000 to \$173,000 and bear interest rates at 4.00%. As of December 31, 2022 and 2021, the remaining balances were \$1,082,000 and \$1,212,000, respectively. The 2017A-R2 Refunding Bonds issuance resulted in a net loss on refunding of \$91,795 and a bond premium of \$197,980. The \$91,795 loss on refunding is recognized as a deferred outflow of resources and will be amortized over the life of the loan. As of December 31, 2022 and 2021, the net balance of the deferred outflow related to the loss on bond refunding were \$49,428 and \$56,489, respectively. A premium of \$197,980 is associated with this bond issuance and is included in the bonds payable balance on the statements of net position. This premium will be amortized over the life of the bonds. As of December 31, 2022 and 2021, the outstanding premium balances were \$106,606 and \$121,835 respectively.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 7: LIABILITIES (continued)**

**New Jersey Infrastructure Bank Series 2010A, 2014A, 2017A-R2 and 2020A-1 Loans Payable (continued)**

On June 3, 2020, the Authority issued Series 2020 A-1 NJIB Refunding Bonds in the amount of \$572,587. The bonds mature annually from February 1, 2020 through 2034 at annual maturities ranging from \$36,426 to \$41,426 and bear interest rates at from 2.375% to 5.00%. As of December 31, 2022 and 2021, the remaining balances were \$482,117 and \$518,543, respectively. A premium of \$19,670 is associated with this bond issuance and is included in the bonds payable balance on the statements of net position. This premium will be amortized over the life of the bonds. As of December 31, 2022 and 2021, the outstanding premium balances were \$15,737 and \$17,048 respectively.

On June 23, 2022, the Authority issued Series 2022 A-1 NJIB Refunding Bonds in the amount of \$3,906,265. The bonds mature annually from February 1, 2022 through 2051 at annual maturities ranging from \$101,279 to \$176,279 and bear interest rates at from 3.25% to 5.00%. As of December 31, 2022 and 2021, the remaining balances were \$3,862,079 and \$0, respectively. A premium of \$26,266 is associated with this bond issuance and is included in the bonds payable balance on the statements of net position. This premium will be amortized over the life of the bonds. As of December 31, 2022 and 2021, the outstanding premium balances were \$25,390 and \$0 respectively.

At December 31, 2022, the debt service requirements on the NJIB Loans until maturity are as follows:

<u>Year Ending December 31,</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2023	\$ 783,812	\$ 152,530	\$ 936,342
2024	792,812	142,130	934,942
2025	807,812	131,370	939,182
2026	817,812	121,110	938,922
2027	827,812	110,400	938,212
2028 - 2032	2,448,364	398,510	2,846,874
2033 - 2037	800,634	263,925	1,064,559
2038 - 2042	686,393	203,994	890,387
2043 - 2047	766,393	134,450	900,843
2048 - 2051	<u>675,112</u>	<u>42,000</u>	<u>717,112</u>
Total	<u>\$ 9,406,956</u>	<u>\$ 1,700,419</u>	<u>\$ 11,107,375</u>

**Compensated Absences**

For the years ended December 31, 2022 and 2021 the Authority accrued compensated absences in the amount of \$277,933 and \$260,357, respectively.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 7: LIABILITIES (continued)**

**Other Postemployment Benefits Liability**

For details on the other postemployment benefits liability, see Note 8: *Postemployment Benefits Other Than Pensions*. The Authority's contribution into the postemployment benefits plan is budgeted and paid on an annual basis.

**Net Pension Liability**

For details on the net pension liability, see Note 9: *Pension Obligations*. The Authority's annual required contribution to the Public Employees' Retirement System is budgeted and paid on an annual basis.

**Construction Loans Payable**

In order to finance the rehabilitation construction, the Authority has been drawing down on a construction loan granted by NJIB in 2019 to be utilized as work progresses through the completion of such construction. As of December 31, 2022, and 2021, the amount borrowed and outstanding under such loan was \$3,932,531 and \$3,718,093, respectively and is reflected as a current liability, however, once payment terms are identified, a portion will be reflected as long-term debt.

In order to finance the rehabilitation construction, the Authority has been drawing down on a construction loan granted by NJIB in 2021 to be utilized as work progresses through the completion of such construction. As of December 31, 2022, and 2021, the amount borrowed and outstanding under such loan was \$1,076,984 and \$352,379, respectively and is reflected as a current liability, however, once payment terms are identified, a portion will be reflected as long-term debt.

**NOTE 8: POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS**

For the year ended December 31, 2022, the Authority is recognizing its post-employment benefits based upon the implementation requirements of GASB Statement No. 75, *Accounting and Financial Reporting for Post-employment Benefits Other than Pensions*.

**Plan Description** – The Authority participates in one single-employer postemployment plan for medical benefits and prescription drugs. The Authority has the authority for establishing and amending this plan. This plan has no assets that are accumulated in a trust and the plan does not have a separate report. Employees are eligible for these benefits provided they have:

- Retired on a disability pension;
- Retired after 25 years or more service credit in a state or locally administered retirement system with service of five (5) years' service to the Authority

The Authority also provides full coverage towards the cost of health benefits for the spouses and/or dependents of eligible retired employees for employees hired prior to December 31, 2013. The Authority provides full coverage towards the cost of health benefits for spouses only of eligible retired employees hired after December 31, 2013.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 8: POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS (continued)**

**Funding Policy** – The Authority finances this program on a pay-as-you-go basis. The Authority has the authority for establishing and amending the funding policy. For the year ended December 31, 2022 the Authority funded \$274,972 to the plan.

**Employees Covered by Benefits Terms** – As of December 31, 2022, there were 38 participants currently receiving retiree benefits, and 43 active participants of whom 5 are eligible to retire as of the valuation date.

**Total OPEB Liability** – The Authority’s total OPEB liability of \$11,939,552 was measured as of December 31, 2022, and was determined by an actuarial valuation as of that date.

**Actuarial Assumptions and Other Inputs** – The total OPEB liability in the December 31, 2022 actuarial valuation was determined using the following assumptions and other inputs, applied to all periods included in the measurement, unless otherwise specified:

Mortality	RP 2000 Combined Healthy Male Mortality Rates Set Forward One Year and Adjusted for Generational Improvement
Turnover	NJ State Pensions Ultimate Withdrawal Rates- prior to Benefits Eligibility
Assumed Retirement Age	At first eligibility in conformance with SHBP retirement requirements
Full Attribution Period	Service to Assumed Retirement Age
Annual Discount Rate	2.06% Based on Bond Buyer 20 Index at December 31, 2021 3.72% Based on Bond Buyer 20 Index at December 31, 2022
CPI Increase	2.50%
Rate of Salary Increase	2.50%
Medical Trend	Medical: 5.3% in 2022, reducing 0.2% per annum, leveling at 4.5% per annum in 2026; Drug: 6.5% in 2022, reducing 0.5% per annum, leveling at 4.5% per annum in 2026 Medicare Advantage: 4.5% per annum Dental and Vision: 3.5% per annum
Medical Cost Aging Factor	NJ SHBP Medical Morbidity Rates

**Changes in the Total OPEB Liability**

The following table shows the Changes in the OPEB Liability as follows:

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 8: POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS (continued)**

**Changes in the Total OPEB Liability (continued)**

	<b>Total OPEB Liability</b>
Total OPEB Liability December 31, 2021	\$ 11,970,705
Changes in Total OPEB Liability	
Service Costs	206,777
Interest	248,024
Changes in Benefit Terms	-
Difference between expected and actual experience	281,483
Changes in Assumptions	(492,465)
Benefit Payments	(274,972)
Net Changes in Total OPEB Liability	(31,153)
Total OPEB Liability December 31, 2022	\$ 11,939,552

**Sensitivity of the Total OPEB Liability to Changes in the Discount Rate** – The following presents the total OPEB liability of the Authority, as well as what the Authority’s total OPEB liability would be if it were calculated using a discount rate that is 1- percentage-point lower (2.72 percent) or 1- percentage-point higher (4.72 percent) than that of the current discount rate:

	<b>1 % Decrease (2.72%)</b>	<b>Current Discount Rate (3.72%)</b>	<b>1% Increase (4.72%)</b>
Total OPEB Liability	\$ <u>13,225,780</u>	\$ <u>11,939,552</u>	\$ <u>10,906,636</u>

**Sensitivity of the Total OPEB Liability to Changes in the Medical Inflation Rate** – The following presents the total OPEB liability of the Authority, as well as what the Authority’s total OPEB liability would be if it were calculated using a medical trend rate that is 1- percentage-point lower or 1- percentage-point higher than that of the medical inflation trend rate:

	<b>1 % Decrease</b>	<b>Medical Trend Rate</b>	<b>1% Increase</b>
Total OPEB Liability	\$ <u>11,073,879</u>	\$ <u>11,939,552</u>	\$ <u>13,036,708</u>

**OPEB Expense** – For the year ended December 31, 2022, the Authority had a total OPEB expense of \$582,460 based on the discount rate of 3.72%.



**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 8: POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS (continued)**

**Changes in the Total OPEB Liability (continued)**

**Deferred Outflows of Resources and Deferred Inflows of Resources Related to OPEB** – At December 31, 2022, the Authority reported deferred outflows of resources and deferred inflows of resources related to OPEB from the following sources:

	<u>Deferred Outflows of Resources</u>	<u>Deferred Inflows of Resources</u>
Differences Between Expected and Actual Experience	\$ 260,872	\$ -
Changes of Assumptions	<u>1,452,943</u>	<u>832,270</u>
	<u>\$ 1,713,815</u>	<u>\$ 832,270</u>

**NOTE 9: PENSION OBLIGATIONS**

**Public Employees' Retirement System**

**Plan Description**

The State of New Jersey, Public Employees' Retirement System ("PERS") is a cost-sharing multiple-employer defined benefit pension plan administered by the State of New Jersey, Division of Pensions and Benefits (the "Division"). For additional information about PERS, please refer to Division's Comprehensive Annual Financial Report ("CAFR"), which can be found at <http://www.nj.gov/treasury/pensions/financial-reports.shtml>. The vesting and benefit provisions are set by *N.J.S.A. 43:15A*. PERS provides retirement, death and disability benefits. All benefits vest after ten years of service. The following represents the membership tiers for PERS:

<u>Tier</u>	<u>Definition</u>
1	Members who were enrolled prior to July 1, 2007
2	Members who were eligible to enroll on or after July 1, 2007 and prior to November 2, 2008
3	Members who were eligible to enroll on or after November 2, 2008 and prior to May 22, 2010
4	Members who were eligible to enroll on or after May 22, 2010 and prior to June 28, 2011
5	Members who were eligible to enroll on or after June 28, 2011

Service retirement benefits of 1/55th of final average salary for each year of service credit is available to tiers 1 and 2 members upon reaching age 60 and to tier 3 members upon reaching age 62. Service retirement benefits of 1/60th of final average salary for each year of service credit is available to tier 4 members upon reaching age 62 and tier 5 members upon reaching age 65. Early retirement benefits are available to tiers 1 and 2 members before reaching age 60, tiers 3 and 4 with 25 or more years of service credit before age 62 and tier 5 with 30 or more years of service credit before age 65. Benefits are reduced by a fraction of a percent for each month that a member retires prior to the age at which a member can receive full early retirement benefits in accordance with their

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 9: PENSION OBLIGATIONS (continued)**

**Plan Description (continued)**

respective tier. Tier 1 members can receive an unreduced benefit from age 55 to age 60 if they have at least 25 years of service. Deferred retirement is available to members who have at least 10 years of service credit and have not reached the service retirement age for the respective tier.

**Basis of Presentation**

The schedules of employer and nonemployer allocations and the schedules of pension amounts by employer and nonemployer (collectively, the Schedules) present amounts that are considered elements of the financial statements of PERS or its participating employers. Accordingly, they do not purport to be a complete presentation of the financial position or changes in financial position of PERS or the participating employers. The accompanying Schedules were prepared in accordance with U.S. generally accepted accounting principles. Such preparation requires management of PERS to make a number of estimates and assumptions relating to the reported amounts. Due to the inherent nature of these estimates, actual results could differ from those estimates.

**Contributions**

The contribution policy for PERS is set by *N.J.S.A. 43:15A* and requires contributions by active members and contributing employers. State legislation has modified the amount that is contributed by the State. The State's pension contribution is based on an actuarially determined amount, which includes the employer portion of the normal cost and an amortization of the unfunded accrued liability. Funding for noncontributory group insurance benefits is based on actual claims paid. For the fiscal year 2022, the State's pension contribution was less than the actuarial determined amount. The local employers' contribution amounts are based on an actuarially determined rate, which includes the normal cost and unfunded accrued liability. Chapter 19, P.L. 2009 provided an option for local employers of PERS to contribute 50% of the normal and accrued liability contribution amounts certified for payments due in State fiscal year 2009. Such employers will be credited with the full payment and any such amounts will not be included in their unfunded liability. The actuaries will determine the unfunded liability of those retirement systems, by employer, for the reduced normal and accrued liability contributions provided under this law. This unfunded liability will be paid by the employer in level annual payments over a period of 15 years beginning with the payments due in the fiscal year ended June 30, 2012 and will be adjusted by the rate of return on the actuarial value of assets. For the year ended December 31, 2022, the Authority's contractually required contribution to PERS plan was \$499,343.

**Components of Net Pension Liability**

At December 31, 2022, the Authority's proportionate share of the PERS net pension liability was \$5,975,802. The net pension liability was measured as of June 30, 2022. The total pension liability used to calculate the net pension liability was determined using update procedures to roll forward the total pension liability from an actuarial valuation as of July 1, 2021, which was rolled forward to June 30, 2022. The Authority's proportion of the net pension liability was based on the Authority's actual contributions to the plan relative to the total of all participating employers' contributions for the year ended June 30, 2022. The Authority's proportion measured as of June 30, 2022, was

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
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**Notes to Financial Statements (continued)**

**NOTE 9: PENSION OBLIGATIONS (continued)**

**Components of Net Pension Liability (continued)**

0.0395974611% which was a decrease of 0.0032871809% from its proportion measured as of June 30, 2021.

**Balances at December 31, 2022 and December 31, 2021**

	<u>12/31/2022</u>	<u>12/31/2021</u>
Actuarial valuation date (including roll forward)	June 30, 2022	June 30, 2021
Deferred Outflows of Resources	\$ 472,431	\$ 422,600
Deferred Inflows of Resources	1,643,798	3,470,744
Net Pension Liability	5,975,802	5,080,329
Authority's portion of the plan's total Net Pension Liability	0.03960%	0.04288%

**Pension (Benefit) Expense and Deferred Outflows/Inflows of Resources**

At December 31, 2022, the Authority's proportionate share of the PERS (benefit) expense, calculated by the plan as of the June 30, 2022 measurement date is \$(481,960). At December 31, 2022, the Authority reported deferred outflows of resources and deferred inflows of resources related to PERS from the following sources:

	<u>Deferred Outflows of Resources</u>	<u>Deferred Inflows of Resources</u>
Differences between expected and actual experience	\$ 43,131	\$ 38,035
Changes of Assumptions	18,515	894,814
Net difference between projected and actual earnings on pension plan investments	247,333	-
Changes in proportion and differences between the Authority's contributions and proportion share of contributions	<u>163,452</u>	<u>710,949</u>
	<u>\$ 472,431</u>	<u>\$ 1,643,798</u>

The Authority will amortize the above sources of deferred outflows and inflows related to PERS over the following number of years:

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**Notes to Financial Statements (continued)**

**NOTE 9: PENSION OBLIGATIONS (continued)**

**Pension (Benefit) Expense and Deferred Outflows/Inflows of Resources (continued)**

	<b><u>Deferred Outflow of Resources</u></b>	<b><u>Deferred Inflow of Resources</u></b>
Differences between expected and actual experience		
Year of pension plan deferral:		
June 30, 2014	-	-
June 30, 2015	5.72	-
June 30, 2016	5.57	-
June 30, 2017	5.48	-
June 30, 2018	-	5.63
June 30, 2019	5.21	-
June 30, 2020	5.16	-
June 30, 2021	-	5.13
June 30, 2022	-	5.04
Changes in assumptions		
Year of pension plan deferral:		
June 30, 2014	6.44	-
June 30, 2015	5.72	-
June 30, 2016	5.57	-
June 30, 2017	-	5.48
June 30, 2018	-	5.63
June 30, 2019	-	5.21
June 30, 2020	-	5.16
June 30, 2021	5.13	-
June 30, 2022	-	5.04
Net difference between projected and actual earnings on pension plan investments		
Year of pension plan deferral:		
June 30, 2014	-	5.00
June 30, 2015	-	5.00
June 30, 2016	5.00	-
June 30, 2017	5.00	-
June 30, 2018	-	5.00
June 30, 2019	5.00	-
June 30, 2020	5.00	-
June 30, 2021	-	5.00
June 30, 2022	5.00	-

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 9: PENSION OBLIGATIONS (continued)**

**Pension (Benefit) Expense and Deferred Outflows/Inflows of Resources (continued)**

Changes in proportion and differences between  
The Authority's contributions and  
proportionate share of contributions

Year of Pension Plan Deferral:

June 30, 2014	6.44	6.44
June 30, 2015	5.72	5.72
June 30, 2016	5.57	5.57
June 30, 2017	5.48	5.48
June 30, 2018	5.63	5.63
June 30, 2019	5.21	5.21
June 30, 2020	5.16	5.16
June 30, 2021	5.13	5.13
June 30, 2022	5.04	5.04

The following is a summary of the deferred outflows of resources and deferred inflows of resources related to PERS that will be recognized in future periods:

<u>Year Ending</u> <u>December 31,</u>	<u>Amount</u>
2023	\$ (622,097)
2024	(370,651)
2025	(236,858)
2026	168,349
2027	<u>(110,110)</u>
Total	<u>\$ (1,171,367)</u>

**Actuarial Assumptions**

The total pension asset/(liability) as of the measurement date was determined by using an actuarial valuation as noted in the table below, with update procedures used to roll forward the total pension liability to the measurement date. The actuarial valuations used the following actuarial assumptions:

Inflation:	
Price	2.75%
Wage	3.25%

Salary Increases:

2.75% - 6.55%  
Based on Years of Service

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 9: PENSION OBLIGATIONS (continued)**

**Actuarial Assumptions (continued)**

Investment Rate of Return	7.00%
Mortality Rate Table	Pub-2010 General Below – Median Income Employee Mortality table fully generational mortality improvement projections from the central year using Scale MP- 2021
Period of Actuarial Experience Study upon which Actuarial Assumptions were Based	July 1, 2018 - June 30, 2021

Pre-retirement mortality rates were based on the Pub-2010 General Below-Median Income Employee Mortality Table with an 82.2% adjustment for males and 101.4% adjustment for females, and with future improvement from the base year of 2010 on a generational basis. Post-retirement mortality rates were based on the Pub-2010 General Below-Median Income Healthy Retiree mortality table with a 91.4% adjustment for males and 99.7% adjustment for females, and with future improvement from the base year of 2010 on a generational basis. Disability retirement rates used to value disabled retirees were based on the Pub-2010 Non-Safety Disabled Retiree mortality table with a 127.7% adjustment for males and 117.2% adjustment for females, and with future improvement from the base year of 2010 on a generational basis. Mortality improvement is based on Scale MP-2021.

The actuarial assumptions used in the July 1, 2021 valuation were based on the results of an actuarial experience study for the period July 1, 2018 to June 30, 2021.

**Long-Term Expected Rate of Return**

In accordance with State statute, the long-term expected rate of return on plan investments (7.00% at June 30, 2022) is determined by the State Treasurer, after consultation with the Directors of the Division of Investments and Division of Pensions and Benefits, the board of trustees and the actuaries. The long-term expected rate of return was determined using a building block method in which best-estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. Best estimates of arithmetic rates of return for each major asset class included in PERS's target asset allocation as of June 30, 2022 are summarized in the following table:

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**Notes to Financial Statements (continued)**

**NOTE 9: PENSION OBLIGATIONS (continued)**

**Long-Term Expected Rate of Return (continued)**

<u>Asset Class</u>	<u>Target Allocation</u>	<u>Long –Term Expected Real Rate of Return</u>
U.S. Equity	27.00%	8.12%
Non-U.S. Developed Markets Equity	13.50%	8.38%
Emerging Markets Equity	5.50%	10.33%
Private Equity	13.00%	11.80%
Real Estate	8.00%	11.19%
Real Assets	3.00%	7.60%
High Yield	4.00%	4.95%
Private Credit	8.00%	8.10%
Investment Grade Credit	7.00%	3.38%
Cash Equivalents	4.00%	1.75%
U.S. Treasuries	4.00%	1.75%
Risk Mitigation Strategies	3.00%	4.91%

**Discount Rate**

The discount rate used to measure the total pension liability was 7.00% as of June 30, 2022. The projection of cash flows used to determine the discount rate assumed that contributions from plan members will be made at the current member contribution rates and that contributions from employers and the nonemployer contributing entity will be based on 78% of the actuarially determined contributions for the State employer and 100% of actuarially determined contributions for the local employers. Based on those assumptions, the plan’s fiduciary net position was projected to be available to make projected future benefit payments of current plan members. Therefore, the long-term expected rate of return on plan investments was applied to all projected benefit payments to determine the total pension liability.

**Sensitivity of the Authority’s proportionate share of the Net Pension Liability to Changes in the Discount Rate**

The following presents the Authority’s proportionate share of the net pension liability calculated using the discount rate as disclosed above, as well as what the Authority’s proportionate share of the net pension liability would be if it were calculated using a discount rate that is 1-percentage-point lower (6.00%) or 1-percentage-point higher (8.00%) than the current rate:

	<b>1 % Decrease (6.00%)</b>	<b>Current Discount Rate (7.00%)</b>	<b>1% Increase (8.00%)</b>
Authority’s proportionate share of the Net Pension Liability	\$ <u>7,742,173</u>	\$ <u>5,975,802</u>	\$ <u>4,566,228</u>

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to Financial Statements (continued)**

**NOTE 10: ESCROW PERFORMANCE BONDS**

Advance payments and deposits required as a condition for the Authority to commence engineering reviews and inspections on new development, and cash in lieu of bonds required by the Authority. Monies held for reviews and inspections, become earned revenues of the Authority as the services are performed, and amounts remaining at project completion, including a portion of interest earnings, are returned to the developer. Cash held in lieu of bonds is refunded in the same manner, and following the same procedures, as those for the release of bonds required by the Authority. For the years ended December 31, 2022 and 2021 the Authority had escrow performance bonds in the amount of \$1,194,187 and \$1,151,387, respectively.

**NOTE 11: SERVICE ORGANIZATION'S SOC 2 REQUIREMENT**

The Authority utilizes Suez to provide consumption data of the Authority's customers' water usage. This data is used to bill the customers of the Authority, as sewer charges for commercial customers are based on the amount of water consumed. Service Organization Control ("SOC") 2 requires the Authority to receive an internal control report from service organizations providing such services mentioned above. The Authority has requested an internal control report from Suez, but they have not provided the Authority with the report.

**NOTE 12: TRANSFER TO THE TOWNSHIP OF TOMS RIVER**

For the years ended December 31, 2022 and 2021, the Authority transferred \$973,297 and \$959,014 respectively from the Authority's reserves to the Township of Toms River, County of Ocean, State of New Jersey pursuant to N.J.S.A. 40A:4-35.1. This has been recorded in the statements of revenues, expenses and changes in net position as transfer to the Township of Toms River.

**NOTE 13: DEFICIT UNRESTRICTED NET POSITION**

The Authority had a deficit in unrestricted net position in the amount of (\$1,306,812) and (\$6,408,355) at December 31, 2022 and 2021, respectively. The primary cause of this deficit is due to the recording of the net pension liability and other net postemployment benefit liability, as required by generally accepted accounting principles. If this was not required, the unrestricted net position before the net pension liability and net other postemployment benefit liability and deferred outflows and inflows related to these liabilities would be \$16,898,364 and \$12,470,637 as of December 31, 2022 and 2021, respectively. This deficit in unrestricted net position does not indicate that the Authority is facing financial difficulties.



TOMS RIVER MUNICIPAL UTILITIES AUTHORITY  
 (A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)  
 Schedule of the Authority's Proportionate Share of the Net Pension Liability  
 Public Employees' Retirement System  
 Last Ten Fiscal Years \*

	Measurement Date Ended June 30,									
	2022	2021	2020	2019	2018	2017	2016	2015	2014	2013
Authority's proportion of the net pension liability/(asset)	0.03960%	0.04288%	0.04390%	0.04469%	0.04202%	0.04111%	0.04111%	0.03818%	0.03572%	0.03704%
Authority's proportionate share of the net pension liability/(asset)	\$ 5,975,802	\$ 5,080,329	\$ 7,159,168	\$ 8,052,718	\$ 8,273,583	\$ 9,570,145	\$ 12,175,591	\$ 8,570,368	\$ 6,688,090	\$ 7,079,718
Authority's covered employee payroll	\$ 2,986,449	\$ 3,106,052	\$ 3,148,014	\$ 3,124,824	\$ 2,982,021	\$ 2,812,629	\$ 2,809,779	\$ 2,692,076	\$ 2,493,829	\$ 2,316,922
Authority's proportionate share of the net pension liability/(asset) as a percentage of its covered-employee payroll	200.10%	163.56%	227.42%	257.70%	277.45%	340.26%	433.33%	318.36%	283.89%	283.89%
Plan fiduciary net position as a percentage of the total pension liability	62.91%	70.33%	58.32%	56.27%	53.60%	48.10%	40.14%	47.93%	52.08%	48.72%

\* This schedule is presented to illustrate the requirement to show information for 10 years. However, until a full 10-year trend is compiled, governments should present information for those years for which information is available.

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY  
 (A Component Unit of the Township of Tomis River, County of Ocean, State of New Jersey)  
 Schedule of Authority Contributions  
 Public Employees' Retirement System  
 Last Ten Fiscal Years \*

	Year Ended December 31,									
	2022	2021	2020	2019	2018	2017	2016	2015	2014	2013
Contractually required contribution	\$ 499,343	\$ 502,229	\$ 480,259	\$ 434,716	\$ 417,966	\$ 380,856	\$ 365,215	\$ 328,235	\$ 294,485	\$ 279,114
Contributions in relation to the contractually required contribution	(499,343)	(502,229)	(480,259)	(434,716)	(417,966)	(380,856)	(365,215)	(328,235)	(294,485)	(279,114)
Contribution deficiency/(excess)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Authority's covered employee payroll	\$ 3,171,497	\$ 2,986,449	\$ 3,106,052	\$ 3,148,014	\$ 3,124,824	\$ 2,982,021	\$ 2,812,629	\$ 2,809,779	\$ 2,692,076	\$ 2,493,829
Contributions as a percentage of covered employee payroll	15.74%	16.82%	15.46%	13.81%	13.38%	12.77%	12.98%	11.68%	10.94%	11.19%

\* This schedule is presented to illustrate the requirement to show information for 10 years. However, until a full 10-year trend is compiled, governments should present information for those years for which information is available.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Schedule of the Authority's Proportionate Share of the Net Other Post-employment Benefits Liability**  
**Last Five Fiscal Years \***

	<u>2022</u>	<u>2021</u>	<u>2020</u>	<u>2019</u>	<u>2018</u>
<b>Authority's total OPEB liability</b>					
Service cost	\$ 206,777	\$ 202,768	\$ 202,768	\$ 201,094	\$ 201,094
Interest	248,024	260,642	314,486	400,023	388,762
Differences between expected and actual experience	281,483	-	-	1,493,331	-
Changes of assumptions	(492,465)	(446,888)	624,316	-	-
Benefit payments	<u>(274,972)</u>	<u>(274,972)</u>	<u>(374,448)</u>	<u>(375,960)</u>	<u>(254,436)</u>
<b>Net changes in the Authority's total OPEB liability</b>	(31,153)	(258,450)	767,122	1,718,488	335,420
Authority's total OPEB liability (Beginning)	<u>11,970,705</u>	<u>12,229,155</u>	<u>11,462,033</u>	<u>9,743,545</u>	<u>9,408,125</u>
Authority's total OPEB liability (Ending)	<u>\$ 11,939,552</u>	<u>\$ 11,970,705</u>	<u>\$ 12,229,155</u>	<u>\$ 11,462,033</u>	<u>\$ 9,743,545</u>
Authority's covered payroll	\$ 3,171,497	\$ 2,986,449	\$ 3,106,052	\$ 3,148,014	\$ 3,124,824
Authority's net OPEB liability as a percentage of payroll of covered employee payroll	376.46%	400.83%	393.72%	364.10%	311.81%

**Notes to Schedule:**

\* This schedule is presented to illustrate the requirement to show information for 10 years. However, until a full 10-year trend is compiled, governments should present information for those years for which information is available.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Notes to the Required Supplementary Information**

**Public Employees' Retirement System (PERS)**

*Changes of Benefit Terms*

The June 30, 2022 measurement date includes three changes in plan provisions, one of which had an impact on the State's total net pension liability. Chapter 226, P.L. 2021 reopened the Prosecutors Part of PERS and made membership in the Prosecutors Part of PERS mandatory for all prosecutors.

*Changes of Assumptions*

The discount rate used as of June 30, measurement date is as follows:

<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>
2022	7.00%	2019	6.28%	2016	3.98%
2021	7.00%	2018	5.66%	2015	4.90%
2020	7.00%	2017	5.00%	2014	5.39%

The long-term expected rate of return used as of June 30, measurement date is as follows:

<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>
2022	7.00%	2019	7.00%	2016	7.65%
2021	7.00%	2018	7.00%	2015	7.90%
2020	7.00%	2017	7.00%	2014	7.90%

The mortality assumption was updated upon the direction from the Division of Pensions and Benefits.

**Other Post-Employment Benefits (OPEB)**

*Changes of Assumptions*

The discount rate used as of December 31, measurement date is as follows:

<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>
2022	3.72%	2020	2.12%	2018	4.10%
2021	2.06%	2019	2.74%		

The long-term expected rate of return used as of December 31, measurement date is as follows:

<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>	<u>Year</u>	<u>Rate</u>
2022	2.50%	2020	2.50%	2018	2.50%
2021	2.50%	2019	2.50%		

The medical trend rates were updated based on the direction of the State of New Jersey and *Governmental Accounting Standards*.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Schedule of Revenues and Expenses - Budget to Actual**  
**For the year ended December 31, 2022**

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:				
Sewer	\$ 22,691,722	\$ 22,691,722	\$ 22,669,430	\$ (22,292)
Connection fees	632,280	632,280	641,764	9,484
Other municipalities	345,426	345,426	334,474	(10,952)
Delinquencies	200,000	200,000	256,754	56,754
Interest on investments	78,000	78,000	65,094	(12,906)
Realized gain/(loss) on sale of investments	-	-	1,635	1,635
Unrealized gain/(loss) on investments	-	-	(21,418)	(21,418)
Engineering and inspection	26,870	26,870	36,593	9,723
Miscellaneous	250,000	250,000	333,530	83,530
	<u>24,224,298</u>	<u>24,224,298</u>	<u>24,317,856</u>	<u>93,558</u>
Total revenues				
Costs:				
Administration	2,045,752	2,045,752	1,585,099	460,653
Maintenance of system	5,212,659	5,212,659	4,199,675	1,012,984
Treatment charges - OCUA	11,535,000	11,535,000	11,227,160	307,840
Debt service - interest	82,274	82,274	124,367	(42,093)
Debt service - principal	672,533	731,623	716,719	14,904
Municipality appropriation	973,297	973,297	973,297	-
Capital outlay (capitalized)	470,000	470,000	1,368,041	(898,041)
Rehabilitation project (capitalized)	1,660,000	1,660,000	1,191,853	468,147
	<u>22,651,515</u>	<u>22,710,605</u>	<u>21,386,211</u>	<u>1,324,394</u>
Total costs				
Net variance	<u>\$ 1,572,783</u>	<u>\$ 1,513,693</u>	2,931,645	<u>\$ 1,417,952</u>
Plus:				
Capitalized capital assets			2,559,894	
Principal maturity			716,719	
Non-operating revenues			273,882	
Non-budgeted pension credit			981,304	
Less:				
Depreciation expense			(2,772,894)	
Non-budgeted post employment benefit expense			(307,488)	
Change in net position			<u>\$ 4,383,062</u>	

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Schedule of Revenues and Expenses - Budget to Actual**  
**For the year ended December 31, 2021**

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:				
Sewer	\$ 21,217,957	\$ 21,217,957	\$ 21,610,207	\$ 392,250
Connection fees	582,540	582,540	821,716	239,176
Other municipalities	296,000	296,000	348,072	52,072
Delinquencies	484,000	484,000	361,372	(122,628)
Interest on investments	97,000	97,000	22,695	(74,305)
Realized gain/(loss) on sale of investments	-	-	3,416	3,416
Unrealized gain/(loss) on investments	-	-	(13,209)	(13,209)
Engineering and inspection	15,000	15,000	39,624	24,624
Miscellaneous	150,000	150,000	207,532	57,532
	<u>22,842,497</u>	<u>22,842,497</u>	<u>23,401,425</u>	<u>558,928</u>
Total revenues				
Costs:				
Administration	2,112,022	2,112,022	1,712,195	399,827
Maintenance of system	4,996,720	4,996,720	4,140,704	856,016
Treatment charges - OCUA	11,400,000	11,400,000	11,378,069	21,931
Debt service - interest	90,434	90,434	88,157	2,277
Debt service - principal	671,533	671,533	671,535	(2)
Municipality appropriation	959,014	959,014	959,014	-
Capital outlay (capitalized)	290,500	290,500	270,715	19,785
Rehabilitation project (capitalized)	1,177,743	1,177,743	3,371,594	(2,193,851)
	<u>21,697,966</u>	<u>21,697,966</u>	<u>22,591,983</u>	<u>(894,017)</u>
Total costs	<u>21,697,966</u>	<u>21,697,966</u>	<u>22,591,983</u>	<u>(894,017)</u>
Net variance	<u>\$ 1,144,531</u>	<u>\$ 1,144,531</u>	809,442	<u>\$ (335,089)</u>
Plus:				
Capitalized capital assets			3,642,309	
Principal maturity			671,535	
Non-operating revenues			46,594	
Non-budgeted pension credit			1,061,508	
Less:				
Depreciation expense			(2,994,741)	
Non-budgeted post employment benefit expense			<u>(331,545)</u>	
Change in net position			<u>\$ 2,905,102</u>	

**INDEPENDENT AUDITOR’S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS**

The Chairman and Commissioners  
of the Toms River Municipal Utilities Authority  
County of Ocean  
Toms River, New Jersey

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States and audit requirements as prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey, the financial statements of the business-type activities of the Toms River Municipal Utilities Authority (hereafter referred to as the Authority), a component unit of the Township of Toms River, County of Ocean, State of New Jersey, as of and for the year ended December 31, 2022, and the related notes to the financial statements, which collectively comprise the Authority’s basic financial statements and have issued our report thereon dated August 21, 2023.

**Report on Internal Control Over Financial Reporting**

In planning and performing our audit of the financial statements, we considered Authority's internal control over financial reporting (internal control) as a basis for designing the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of Authority’s internal control. Accordingly, we do not express an opinion on the effectiveness of Authority’s internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity’s financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

## **Report on Compliance and Other Matters**

As part of obtaining reasonable assurance about whether Authority's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards* or audit requirements as prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey.

### **Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Authority's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Audit Standards* and audit requirements as prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

**HOLMAN FRENIA ALLISON, P.C.**  
*Certified Public Accountants*

August 21, 2023  
Lakewood, New Jersey





**INDEPENDENT AUDITOR’S REPORT ON COMPLIANCE FOR EACH MAJOR PROGRAM  
AND ON INTERNAL CONTROL OVER COMPLIANCE REQUIRED BY NEW JERSEY OMB  
CIRCULAR 15-08**

The Chairman and Commissioners  
of the Toms River Municipal Utilities Authority  
County of Ocean  
Toms River, New Jersey

**Report on Compliance for Each Major State Program**

We have audited the Toms River Municipal Utilities Authority’s (hereafter referred to as the Authority), a component unit of the Township of Toms River, County of Ocean, State of New Jersey compliance with the types of compliance requirements described in the *New Jersey State Aid/Grant Compliance Supplement* that could have a direct and material effect on each of the Authority’s major state programs for the fiscal year ended December 31, 2022. The Authority’s major state programs are identified in the summary of auditor’s results section of the accompanying schedule of findings and questioned costs.

In our opinion, the Authority complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major state programs for the fiscal year ended December 31, 2022.

**Basis for Opinion on Each Major State Program**

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; New Jersey OMB’s Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*; and the audit requirements prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey. Our responsibilities under those standards and the Uniform Guidance are further described in the Auditor’s Responsibilities for the Audit of Compliance section of our report.

We are required to be independent of the Authority and to meet our other ethical responsibilities, in accordance with relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion on compliance for each major state program. Our audit does not provide a legal determination of the Authority’s compliance with the compliance requirements referred to above.

## **Management's Responsibility**

Management is responsible for compliance with the requirements referred to above and for the design, implementation, and maintenance of effective internal control over compliance with state statutes, regulations, and the terms and conditions of its state awards applicable to its state programs.

## **Auditor's Responsibility**

Our objectives are to obtain reasonable assurance about whether material noncompliance with the compliance requirements referred to above occurred, whether due to fraud or error, and express on the Authority's compliance based on our audit. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore not a guarantee that an audit conducted in accordance with generally accepted auditing standards, *Government Auditing Standards*, New Jersey OMB's Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*; and the audit requirements prescribed by the Local Finance Board and by the Division of Local Government Services will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements referred to above is considered material if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about the Authority's compliance with the requirements of each major state program as a whole.

In performing an audit in accordance with generally accepted auditing standards, *Government Auditing Standards*, New Jersey OMB's Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*; and the audit requirements prescribed by the Local Finance Board and by the Division of Local Government Services, we:

- Exercise professional judgement and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material noncompliance, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the Authority's compliance with the compliance requirements referred to above and performing such other procedures as we considered necessary in the circumstances.
- Obtain an understanding of the Authority's internal control over compliance relevant to the audit in order to design audit procedures that are appropriate in the circumstances and to test and report on internal control over compliance in accordance with New Jersey OMB's Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*; and the audit requirements prescribed by the Local Finance Board and by the Division of Local Government Services, but not for the purpose of expressing an opinion on the effectiveness of the Authority's internal control over compliance. Accordingly, no such opinion is expressed.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we identified during the audit.

## Other Matters

The results of our auditing procedures disclosed instances of noncompliance with are required to be reported in accordance with New Jersey OMB's Circular 15-08 and which are described in the accompanying schedules of findings and questioned costs. The Authority's response was not subjected to the other auditing procedures applied in the audit of compliance and, accordingly, we express no opinion on the response.

## Report on Internal Control Over Compliance

*A deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a state program on a timely basis. *A material weakness in internal control over compliance* is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a state program will not be prevented, or detected and corrected, on a timely basis. *A significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a state program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the Auditor's Responsibility section above and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of New Jersey OMB's Circular 15-08. Accordingly, this report is not suitable for any other purpose.

**HOLMAN FRENIA ALLISON, P.C.**  
*Certified Public Accountants*

August 21, 2023  
Lakewood, New Jersey

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Schedule of Expenditures of State Financial Assistance**  
**December 31, 2022**

State Grantor/Pass-through Grantor Program Title	Grant or Contact Number	Expenditures	Cumulative Total Expenditures	Pass-through to Subrecipients
State of New Jersey, Department of Environmental Protection Passed through the State of New Jersey Infrastructure Bank	*	256,766	3,932,531	-
New Jersey Environmental Trust - 2020A Construction Loan	S340 145-05	\$	\$	\$
New Jersey Environmental Trust - 2021A Construction Loan	*	979,956	1,076,984	-
Total State Financial Assistance		<u>\$ 1,236,722</u>	<u>\$ 5,009,515</u>	<u>\$ -</u>

\* - Denotes major program

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Notes to the Schedule of Expenditures of State Financial Assistance**

**NOTE 1: BASIS OF PRESENTATION**

The accompanying schedule of expenditures of state financial assistance presents the activity of all state financial assistance programs of the Toms River Municipal Utilities Authority (hereafter referred to as the Authority), a component unit of the Township of Toms River, County of Ocean, State of New Jersey. The Authority is defined in Note 1 of the basic financial statements. The information in this schedule is presented in accordance with the requirements of New Jersey OMB's Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*. All state awards received directly from state agencies, as well as state financial assistance passed through other government agencies is included on the schedule of expenditures of state financial assistance.

**NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

The accompanying schedule of expenditures of state financial assistance is presented using the budgetary basis of accounting. This basis of accounting is described in Note 1 to the Authority's basic financial statements. The information in this schedule is presented in accordance with the requirements of New Jersey OMB's Circular 15-08, *Single Audit Policy for Recipients of Federal Grants, State Grants and State Aid*. Therefore, some amounts presented in this schedule may differ from amounts presented in, or used in the preparation of, the basic financial statements.

**NOTE 3: RELATIONSHIP TO THE STATE FINANCIAL REPORTS**

The basic financial statements are presented on a GAAP basis. Budgetary comparison statements or schedules (RSI) are presented to demonstrate finance-related legal compliance in which certain revenue is permitted by law or grant agreement to be recognized in the audit year, whereas for GAAP reporting, revenue is not recognized until the subsequent year or when expenditures have been made. Amounts reported in the accompanying schedule agree with the amounts reported in the Authority's financial statements as follows:

**Reconciliation to Schedule of Expenditures  
of State Financial Assistance:**

Add: Current year construction loans – NJIB	\$ 5,009,515
Less: Prior year construction loans – NJIB	<u>(3,772,793)</u>
Total per Schedule of Expenditures of State Financial Assistance	<u>\$ 1,236,722</u>

**NOTE 4: RELATIONSHIP TO THE FINANCIAL STATEMENTS**

Amounts reported in the accompanying schedules agree with the amounts reported in the Authority's financial statements.

**NOTE 5: NON-CASH FEDERAL AND STATE ASSISTANCE**

Amounts reported in the accompanying schedule agree with the amounts reported in the related state financial reports.

**NOTE 6: LOAN GUARANTEES**

At December 31, 2022, the Authority is not the guarantor of any loans outstanding.

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Schedule of Findings and Questioned Costs**  
**For the year ended December 31, 2022**

**Section I - Summary of Auditor's Results**

**Financial Statements**

Type of auditor's report issued Unmodified

Internal control over financial reporting:

1) Material weakness(es) identified?        Yes   X   None Reported

2) Significant deficiency(ies) identified?        Yes   X   None Reported

Noncompliance material to financial statements noted?        Yes   X   None Reported

**State Financial Assistance**

Dollar threshold used to determine Type A programs \$750,000

Auditee qualified as low-risk auditee?        Yes   X   No

Internal control over major programs:

1) Material weakness(es) identified?        Yes   X   None Reported

2) Significant deficiency(ies) identified?        Yes   X   None Reported

Type of auditor's report issued on compliance for major programs Unmodified

Any audit findings disclosed that are required to be reported  
in accordance with New Jersey OMB's Circular 15-08?        Yes   X   None Reported

Identification of major programs:

<b><u>State Grant/Project Number(s)</u></b>	<b><u>Name of State Program</u></b>
NJIB - S340 145-05	New Jersey Environmental Infrastructure Trust
NJIB - S340 145-08	New Jersey Environmental Infrastructure Trust

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County of Ocean, State of New Jersey)**  
**Schedule of Findings and Questioned Costs**  
**For the year ended December 31, 2022**

**Section II – Financial Statement Findings**

This section identifies the significant deficiencies, material weaknesses and instances of noncompliance related to the basic financial statements that are required to be reported in accordance with *Government Auditing Standards* and with audit requirements as prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey.

No Current Year Findings

**Section III – State Financial Assistance Finding and Questioned Costs**

This section identifies the significant deficiencies, material weaknesses and instances of noncompliance, including questioned costs, related to the audit of state programs, as required by New Jersey OMB's Circular 15-08.

No Current Year Findings

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River, County Ocean, State of New Jersey)**  
**Summary Schedule of Prior Year Audit Findings and Questioned Costs**  
**For the year ended December 31, 2022**

This section identifies the status of prior year findings related to the financial statements, federal awards and state financial assistance that are required to be reported in accordance with *Government Auditing Standards*, Title 2 U.S. *Code of Federal Regulations* (CFR) Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance), and New Jersey OMB's Circular 15-08.

**FINANCIAL STATEMENT FINDINGS**

No Prior Year Findings



**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**(A Component Unit of the Township of Toms River,**  
**County of Ocean, State of New Jersey)**  
**Board of Commissioners and Management**  
**December 31, 2022**

Charles S. Valvano ..... Chairman  
Tariq M. Siddiqui, P.E. .... Vice-Chairperson  
Phillip Brilliant ..... Commissioner  
Deborah L. Clement ..... Commissioner  
Dr. Alfonso J. Manforti ..... Commissioner  
Joseph G. Bilotta ..... Alternate Commissioner  
Katarina Sevastakis ..... Alternate Commissioner  
Bernard Rutkowski ..... Executive Director/Secretary/Treasurer  
Rosemary Rosetto ..... Chief Financial Officer/Assistant Treasurer (Retired June 30, 2023)  
Michael Lee ..... Chief Financial Officer/Assistant Treasurer (Effective July 1, 2023)  
Christina Diamante ..... Executive Assistant/Assistant Secretary  
Nicholas Otten, P.E. .... Authority Engineer

The Chairman and Commissioners  
of the Toms River Municipal Utilities Authority  
County of Ocean  
Toms River, New Jersey

We have audited the financial accounts and transactions of the Toms River Municipal Utilities Authority, (hereafter referred to as the Authority) a component unit of the Township of Toms River, County of Ocean, State of New Jersey for the year ended December 31, 2022. In accordance with requirements prescribed by the Division of Local Government Services, Department of Community Affairs, State of New Jersey, the following are the *General Comments* and *Recommendations* for the year then ended.

### GENERAL COMMENTS AND RECOMMENDATIONS

#### **Contracts and Agreements Required to be Advertised by (N.J.S.A.40A:11-4)**

*N.J.S.A.40A:11-4* - Every contract or agreement, for the performance of any work or furnishing or hiring of any materials or supplies, the cost or the contract price whereof is to be paid with or out of public funds not included within the terms of Section 3 of this act, shall be made or awarded only by the governing body of the contracting unit after public advertising for bids and bidding therefore, except as is provided otherwise in this act or specifically by any other Law. No work, materials or supplies shall be undertaken, acquired or furnished for a sum exceeding in the aggregate \$44,000, except by contract or agreement. The Authority has a qualified purchasing agent on staff.

It is pointed out that the Members of the Authority have the responsibility of determining whether the expenditures in any category will exceed the statutory minimum within the fiscal year. Where question arises as to whether any contract or agreement might result in violation of the statute, the solicitor's opinion should be sought before a commitment is made.

The minutes indicate that bids were requested by public advertising and awarded by resolution for the following items: sanitary sewer rehabilitations, sewer and manhole rehabilitation and on-call roadway restoration projects.

The minutes indicate that resolutions were adopted authorizing the awarding of contracts or agreements for "Professional Services," per *N.J.S.A.40A:11-5*.

Inasmuch as the system of records did not provide for an accumulation of payments for categories for the performance of any work or the furnishing or hiring of any materials or supplies, the results of such an accumulation could not reasonably be ascertained. Disbursements were reviewed, however, to determine whether any clear-cut violations existed. The results of our examination did not disclose any discrepancies.

## **Contracts and Agreements Required to be Advertised by (N.J.S.A.40A:11-4) (continued)**

The examination of expenditures revealed individual payments, contracts or agreements in excess of \$6,600 "for the performance of any work or the furnishing or hiring of any materials or supplies", other than those where bids had been previously sought by public advertisement or where a resolution had been previously adopted under the provision of (N.J.S.A.40A:11-6.1), the Authority obtained three quotes.

The supporting documentation indicated that quotes were requested for all items that required them.

### **Examination of Cash Receipts**

A test check of cash receipts was made. The results of the examination did not disclose any discrepancies with respect to cash receipts.

### **Examination of Bills**

A test check of paid bills was made and each bill, upon proper approval, was considered as a separate and individual contract unless the records disclosed it to be a part payment or estimate. The results of the examination did not disclose any discrepancies with respect to signatures, certification or supporting documentation.

### **Examination of Payroll**

The examination of the payroll account included the detailed computation of various deductions or other credits from the payroll of the Authority employees and we ascertained that the accumulated withholdings were disbursed to the proper agencies.

### **Capital Assets**

The property, plant and equipment subsidiary ledger was maintained properly and a reconciliation between the physical and perpetual inventory records was performed at year-end.

### **Budget Adoption**

The State of New Jersey requires that the Authority's operating and capital budgets be approved and adopted for each fiscal year. The Authority approved its operating budget on November 23, 2021 and adopted its operating budget on December 14, 2021.

### **Current Year Findings**

There were no current year findings.

### **Follow-Up of Prior Years' Findings**

In accordance with *Government Auditing Standards* and audit requirements prescribed by the Local Finance Board and by the Division of Local Government Services, Department of Community Affairs, State of New Jersey, our procedures included a review of all prior year findings. There were no prior year findings.

## **Acknowledgment**

We received the complete cooperation of all the Commission officials and the staff of the Authority and we greatly appreciate the courtesies extended to the members of the audit team. During our audit, we did not note any problems or weaknesses significant enough that would affect our ability to express an opinion on the financial statements taken as a whole.

Should you have any questions concerning our comments or recommendations, or should you desire any assistance in implementing our recommendations, please call us.

**HOLMAN FRENIA ALLISON, P.C.**  
*Certified Public Accountants*

August 21, 2023  
Lakewood, New Jersey