

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED - FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44A-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professional services for the position of Authority Attorney; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said position through a “fair and open process; and

WHEREAS, it is the desire of the Board of Commissioners to appoint the firm of Coronato Law as Authority Attorney.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the attached agreement with the law firm of Coronato Law, which such agreement shall be available for public examination in the office of the Assistant Secretary during normal business hours.
2. That this contract is being awarded pursuant to a “fair and open process”.
3. That service for this contract shall be rendered to the Authority at the rate of \$160.00 per hour and \$85.00 per hour for paralegal time. Additionally, the firm shall be compensated in the amount of \$7,200.00, paid in monthly amounts of \$600.00 for attendance at all regular authority meetings, with a not to exceed amount of \$50,000.00.
4. That this contract is awarded contingent upon the adequate provisions of funding in the 2024 operating budget, line item 01-103-3101.
5. That this resolution shall take effect February 27, 2024 for the duration of one year.
6. That a certified copy of this Resolution shall be provided to the firm of Coronato Law, the Executive Director, Chief Financial Officer and QPA.

CERTIFICATION

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February, 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professional services for the position of Authority Auditor for the calendar year 2024; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said position through a “fair and open process; and

WHEREAS, the Board of Commissioners is satisfied with the terms of the proposed form of agreement aforesaid.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the attached agreement with the auditing firm of Holman, Frenia, Allison P.C, which such agreement shall be available for public examination in the office of the Assistant Secretary during normal business hours.
2. That this contract is being awarded pursuant to a “fair and open process”
3. That service for this contract shall be rendered to the Authority for a fee of \$31,400.00. All additional work shall be billed in accordance with the rates as set forth in attachment A, with a not to exceed amount of \$50,000.00.
4. That this contract is awarded contingent upon the adequate provisions of funding in the 2024 operating budget, line item 01-103-3103 and line item 3104.
5. That this resolution shall take effect February 27, 2024, for duration of one year.
6. That a certified copy of this Resolution shall be provided to the firm of Holman, Frenia, Allison, P.C., the Executive Director, Chief Financial Officer and the QPA.

C E R T I F I C A T I O N

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED- FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professionals as Bond Counsel to assist the Authority with its NJIB Funding, Bond and or Note Issues; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said services through a “fair and open process; and

WHEREAS, the Executive Director has recommended the firms listed below to be retained for the purpose of providing the required services on an as needed basis.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the attached agreements with the following firms:
 - a. Dilworth Paxson LLP
 - b. Wilentz, Goldman & Spitzer
 - c. Malamut Associates, LLC
2. That this contract is being awarded as a Professional Services Contract in accordance with the provisions of N.J.S.A. 40A:11-5.
3. That this contract is being awarded pursuant to a “fair and open process.”
4. That service for this contract shall be rendered to the Authority at the rates listed on attachment A, 2024 Bond Counsel Rate Schedule, with a not to exceed amount of \$30,000.00.
5. That this contract is awarded contingent upon the adequate provisions of funding in the 2024 operating, capital and or NJIB Budgets.
6. That this resolution shall take effect February 27, 2024 for a period of one year.
7. That a certified copy of this Resolution shall be provided to the firms listed on the resolution of award, the Executive Director, Chief Financial Officer and the QPA.

C E R T I F I C A T I O N

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professional Engineering/Surveying/Planning consultants for various projects and preliminary studies on proposed capital and NJIB projects, wastewater issues and other general engineering projects for the calendar year 2024; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said services through a “fair and open process; and

WHEREAS, the Executive Director has recommended the firms listed below to be retained for the purpose of providing the required services on an as needed basis.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the attached agreements with the following firms:
 - a. Colliers Engineering & Design, Inc.
 - b. T&M Associates
 - c. Remington & Vernick
 - d. Owen Little & Associates
 - e. D. Desmond Corp.
 - f. VanCleaf Engineer
 - g. PS&S
 - h. Alaimo Group Consulting Engineers
 - i. French & Parrello Associates
 - j. ARH Associates
 - k. Morgan Engineering
2. That this contract is being awarded pursuant to a “fair and open process.”
3. That services for this contract shall be rendered to the Authority at the rates listed on attachment A, schedule of authorized hourly fees for professional Engineering/Surveying/Planning services, not to exceed of \$500,000.00.
4. That this contract is awarded contingent upon the adequate provisions of funding in the 2024 operating, capital and/or NJIB Budgets.
5. That this resolution shall take effect February 27, 2024, for duration of one year.
6. That a certified copy of this Resolution shall be provided to the firms listed on the resolution of award, the Executive Director, the Authority Engineer, Chief Financial Officer and the QPA.

C E R T I F I C A T I O N

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professional Financial Consultants to assist the Authority in its financial matters for the period of one (1) year; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said services through a “fair and open process; and

WHEREAS, the Executive Director has recommended the firms listed below to be retained for the purpose of providing the required services on an as needed basis.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the attached agreements with the following firms:
 - a. Acacia Financial Group
 - b. Phoenix Advisors, LLC
 - c. NW Financial Group LLC
2. That this contract is being awarded as a Professional Services Contract in accordance with the provisions of N.J.S.A. 40A:11-5.
3. That this contract is being awarded pursuant to a “fair and open process.”
4. That service for this contract shall be rendered to the Authority at the rates listed on attachment A, 2024 Financial Advisor Rate Schedule with a not to exceed amount of \$10,000.00.
5. That this contract is awarded contingent upon the adequate provisions of funding in the 2024 operating, capital and or NJIB Budgets.
6. That this resolution shall take effect February 27, 2024 for a period of one year.
7. That a certified copy of this Resolution shall be provided to the firms listed on the resolution of award, the Executive Director, Chief Financial Officer and the QPA.

C E R T I F I C A T I O N

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44A-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professional services for the position of Authority Labor Counsel; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said position through a “fair and open process; and

WHEREAS, it is the desire of the Board of Commissioners to appoint the firm of Coronato Law as Authority Labor Counsel.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the attached agreement with the law firm of Coronato Law, which such agreement shall be available for public examination in the office of the Assistant Secretary during normal business hours.
2. That this contract is being awarded pursuant to a “fair and open process”
3. That service for this contract shall be rendered to the Authority at the rate of \$145.00 per hour with a not to exceed amount of \$5,000.00.
4. That this contract is awarded contingent upon the adequate provisions of funding in the 2023 operating budget, line item 01-103-3104.
5. That this resolution shall take effect February 28, 2023 for the duration of one year.
6. That a certified copy of this Resolution shall be provided to the firm of Coronato Law, the Executive Director, Chief Financial Officer and QPA.

C E R T I F I C A T I O N

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

WHEREAS, the "Open Public Meetings Law", P.L. 1975, c. 231, requires adequate notice to be given of meetings of this public body, and sets forth the manner of giving such notice.

NOW, THEREFORE, BE IT RESOLVED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, that:

1. The Asbury Park Press and the Newark Star Ledger newspapers are hereby designated to receive any notices required under this Law because they have the greatest likelihood of informing the public within the jurisdiction of these publications of such meetings;
 - A) Notice of Authority meetings will be sent to the Asbury Park Press and Newark Star Ledger in accordance with the requirements of the Open Public Meetings Law.
 - B) The Asbury Park Press will publish one paid legal advertisement listing the Annual Meeting Schedule of the Authority.
 - C) The Asbury Park Press will be designated as the local newspaper to publish required legal notices of the Authority when publication in only one newspaper is required.
 - D) In the event a particular Statute requires legal notices to appear in more than one publication, the Asbury Park Press and the Newark Star Ledger will be sent the notices for publication.
2. Any person who shall request that this public body mail to him copies of any regular meeting schedule or revision hereof, or advance written notice of any regular, special, or re- scheduled meeting for the year 2024, shall, in advance, submit to the Executive Director, Secretary-Treasurer of the Toms River Municipal Utilities Authority, sufficient self-addressed envelopes, with adequate postage affixed thereon, to enable this body to provide such notice. Any requests for such notices shall terminate at midnight, December 31, 2024.
3. A certified copy of this resolution shall be sent to each of the following:
 - A. Asbury Park Press
 - B. Newark Star Ledger
 - C. Legal Counsel
 - D. Accounting Department

I, CHRISTINA DIAMANTE, ASSISTANT SECRETARY OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, IN THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN, HEREBY CERTIFY THAT THE ABOVE IS A TRUE COPY OF THE RESOLUTION ADOPTED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY ON THE 27th DAY OF FEBRUARY 2024.



Christina Diamante, Assistant Secretary

RESOLUTION

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

FEBRUARY 27, 2024

WHEREAS, N.J.A.C. 17:27-3.3 requires that each public agency annually designate an officer or employee to serve as its Public Agency Compliance Officer, and

WHEREAS, Bernard Rutkowski, is the Public Agency Compliance Officer of record for the Toms River Municipal Utilities Authority, and

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY that:

1. Bernard Rutkowski is the designated Public Agency Compliance Officer for the Toms River Municipal Utilities Authority for a period of one (1) year to expire at time of re-organization in February 2025.
2. A certified copy of this resolution shall be forwarded to the State Affirmative Action Office.

I, CHRISTINA DIAMANTE, ASSISTANT SECRETARY OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, IN THE COUNTY OF OCEAN, TOWNSHIP OF TOMS RIVER HEREBY CERTIFY THAT THE ABOVE IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY ON THE 27th OF FEBRUARY 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

WHEREAS, N.J.S.A. 19:44a-20.5 et. seq. provides for the procedure for soliciting proposals through a “fair and open process”; and

WHEREAS, there is a need to retain professionals as Underwriter Consultants to assist the Authority with its Bond and Note financings, general financial planning and underwriting services for a period of one (1) year; and

WHEREAS, the Toms River Municipal Utilities Authority has solicited proposals for said services through a “fair and open process; and

WHEREAS, the Executive Director hereby recommends the firms listed below be retained for the purpose of providing the required services on an as needed basis; and

WHEREAS, the Board of Commissioners are satisfied with the qualifications and terms of the proposal submitted.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey as follows:

1. That the Executive Director is authorized to execute and the Assistant Secretary to attest to the agreements with the following firms:
 - a. Stifel Nicolaus & Company, Inc.
 - b. NW Capital Markets INC
2. That this contract is being awarded as a Professional Services Contract in accordance with the provisions of N.J.S.A. 40A:11-5.
3. That this contract is being awarded pursuant to a “fair and open process.”
4. That service for this contract shall be rendered to the Authority at the rates listed on attachment A, 2024 Underwriter Rate Schedule, with a not to exceed amount of \$10,000.00.
5. That this contract is awarded contingent upon the adequate provisions of funding in the 2024 operating, capital and or NJIB Budgets.
6. That this resolution shall take effect February 27, 2024 for a period of one year.
7. That a certified copy of this Resolution shall be provided to, Stifel Nicolaus & Company, Inc., the Executive Director, Chief Financial Officer and the QPA.

C E R T I F I C A T I O N

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, of Ocean and State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissioners on February 27, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

R E S O L U T I O N
SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED
FOR PUBLIC USE

February 27, 2024

WHEREAS, it has been brought to the attention of the Board of Commissioners of the Toms River Municipal Utilities Authority by the Executive Director that there exists a surplus of personal property no longer needed for public use; and

WHEREAS, the Local Public Contracts Law 40A:11-36 provides for the sale and disposition of personal property no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Toms River Municipal Utilities Authority intends to utilize the online auction services of Municibid.com, at the website www.municibid.com; and

WHEREAS, the Executive Director has attached hereto a list of surplus personal property no longer needed for public use identified as Toms River MUA 2023 Auction Items and requests authorization to auction the surplus on Municibid website.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN, AND STATE OF NEW JERSEY, AS FOLLOWS:

1. That the Executive Director is hereby authorized to advertise the sale of surplus personal property no longer needed for public use identified as Toms River MUA 2024 Auction Items in accordance with N.J.S.A.40A:11-36.
2. That the Executive Director is hereby authorized to sell the surplus personal property no longer needed for public use identified as Toms River MUA 2024 Auction Items pursuant to Local Finance Notice 2008-9 and Local Finance Notice 2008-21R.
3. That the Executive Director is hereby authorized to post the sale of personal property no longer needed for public use identified as Toms River MUA 2024 Auction Items on the internet at Municibid auction website at www.Municibid.com.
4. That the Terms and Condition of the agreement entered into with Municibid are available in the Office of the Executive Director.
5. That a certified copy of this resolution shall be forwarded to the Executive Director and the Purchasing Agent.

CERTIFICATION

I, CHRISTINA DIAMANTE, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Board of Commissioners of the Toms River Municipal Utilities Authority at a regular meeting held on the 27th day of February 2024.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

Attachment "A" – 2024 TRMUA Items for Auction

Item Descriptions

1. 2009 Chevrolet 3500 Utility Body
2. 2011 Ford F450 Utility Body
3. 2014 Ford F150 Pick Up
4. Miscellaneous lot of computers
5. Miscellaneous lot of phone equipment
6. Miscellaneous lot of security camera equipment
7. See Snake Camera for parts
8. (19) Filing Cabinets (various sizes/ weights)

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

**RESOLUTION AWARDING THE ON-CALL ROADWAY RESTORATION PROJECT
CONTRACT NO. RPR-24 TO L&L PAVING COMPANY, INC.**

WHEREAS, the Toms River Municipal Utilities Authority (hereinafter "TRMUA"), County of Ocean, State of New Jersey advertised for bids in accordance with Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. for the On-Call Roadway Pavement Restoration Project (RPR-24) in accordance with plans and/or specifications prepared by the TRMUA; and

WHEREAS, one (1) bid was received and opened on February 15, 2024; and

WHEREAS, L&L Paving Company, Inc., 89 Yellowbrook Road, Farmingdale, NJ 07727, was the lowest responsive/responsible bidder in the amount of \$129,295.00; and

WHEREAS, the TRMUA reviewed the bids and determined that L&L Paving Company Inc. submitted the lowest responsible bid in accordance with the solicitation; and

WHEREAS, sufficient funds are available under account number 604-8110, Rehabilitation Construction;

NOW, THEREFORE, BE IT RESOLVED, by the TRMUA Commissioners, County of Ocean, State of New Jersey, that the On-Call Roadway Restoration Project (RPR-24) is recommended for award to L&L Paving Company Inc., 89 Yellowbrook Road, Farmingdale, NJ 07727, contingent upon TRMUA Attorney review and written recommendation, in the amount of \$129,295.00; and

BE IT FURTHER RESOLVED, that the TRMUA is hereby authorized, upon receipt of fully executed contract and any other required documents, to return the certified checks or bid bonds of the following bidders:

1. L&L Paving Company, Inc.;

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the following:

1. Chairman and Commissioners;
2. Bernard Rutkowski, Executive Director;
3. Authority Attorney;
4. L&L Paving Company, Inc.;
5. All other parties in interest.

CERTIFICATION

I, Christina Diamante, Executive Assistant of the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution, awarding the On-Call Roadway Restoration Contract RPR-24, is a true and correct copy of a resolution adopted at a Public Meeting held on February 27, 2024.



Christina Diamante, Executive Assistant

I, Michael Lee, Chief Financial Officer of the Toms River Municipal Utilities Authority, hereby certify to the Commissioners of the Toms River Municipal Utilities Authority that I have reviewed the Authority's budget for 2024 and find that funds are available under the account number 604-8110 noted above.

I hereby certify that the foregoing statements made by me are true. I am also aware that if any of the foregoing statements made by me are false, I am subject to punishment.



Michael Lee, Chief Financial Officer

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

**RESOLUTION AWARDING THE 2024 BULKHEAD REPLACEMENT AT PS 15
PROJECT TO SDW CONSTRUCTION, INC.**

WHEREAS, the Toms River Municipal Utilities Authority (hereinafter “TRMUA”), County of Ocean, State of New Jersey advertised for bids in accordance with Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. for the 2024 Bulkhead Replacement at PS 15 Project in accordance with plans and/or specifications prepared by Owen, Little & Associates; and

WHEREAS, eleven (11) bids were received and opened on February 21, 2024; and

WHEREAS, SDW Construction, Inc., 251 Tennent Road, Morganville, NJ 07751, was the lowest responsive/responsible bidder in the amount of \$126,400.00; and

WHEREAS, the TRMUA and Owen, Little & Associates reviewed the bids and determined that SDW Construction, Inc. submitted the lowest responsible bid in accordance with the solicitation; and

WHEREAS, sufficient funds are available under account number 604-8110, Rehabilitation Construction;

NOW, THEREFORE, BE IT RESOLVED, by the TRMUA Commissioners, County of Ocean, State of New Jersey, that the 2024 Bulkhead Replacement at PS 15 Project is recommended for award to SDW Construction Inc., 251 Tennent Road, Morganville, NJ 07751, contingent upon TRMUA Attorney review and written recommendation, in the amount of \$126,400.00; and

BE IT FURTHER RESOLVED, that the TRMUA is hereby authorized, upon receipt of fully executed contract and any other required documents, to return the certified checks or bid bonds of R. Kremer & Son Marine Contractors, LLC; Albert Marine Construction; Buterick Bulkheading; Atlantic Marine Construction; Vulcan Construction, Inc; Marbro General Contractors; Scofield Marine Contractors & Engineers, LLC; JayAdit Builders, LLC; Midlantic Construction; JPC Group, Inc.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the following:

1. Chairman and Commissioners;
2. Bernard Rutkowski, Executive Director;
3. Authority Attorney;
4. Owen, Little & Associates;
5. SDW Construction, Inc.;
6. R. Kremer & Son Marine Contractors, LLC;
7. Albert Marine Construction;
8. Buterick Bulkheading;
9. Atlantic Marine Construction;
10. Vulcan Construction, Inc;
11. Marbro General Contractors;
12. Scofield Marine Contractors & Engineers, LLC;
13. JayAdit Builders, LLC;
14. Midlantic Construction;
15. JPC Group, Inc.;
16. All other parties in interest.

CERTIFICATION

I, Christina Diamante, Executive Assistant of the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey, hereby certify that the foregoing resolution, awarding the 2024 Bulkhead Replacement at PS 15 Project, is a true and correct copy of a resolution adopted at a Public Meeting held on February 27, 2024.



Christina Diamante, Executive Assistant

I, Michael Lee, Chief Financial Officer of the Toms River Municipal Utilities Authority, hereby certify to the Commissioners of the Toms River Municipal Utilities Authority that I have reviewed the Authority's budget for 2024 and find that funds are available under the account number 604-8110 noted above.

I hereby certify that the foregoing statements made by me are true. I am also aware that if any of the foregoing statements made by me are false, I am subject to punishment.



Michael Lee, Chief Financial Officer

Change Order Resolution - Final Quantities

Whereas, it has come to the attention of the Board of Commissioners of the Toms River Municipal Utilities Authority that a Change Order representing Final As-Built Quantities and Supplemental Items is needed to successfully complete contract **RPR-23** On-Call Roadway Pavement Restoration; and

Whereas, in accordance with N.J.S.A. 5:30 14.4, the Executive Director has recommended that Change Order - Final Quantities be authorized and that the contract issued to L&L Paving Company be decreased by \$36,063.77, and the contract be commensurately decreased from \$193,300.00 to \$157,236.23 (-18.6%).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, COUNTY OF OCEAN AND STATE OF NEW JERSEY, as follows:

1. Change Order - Final Quantities is hereby authorized as stated above.
2. The Executive Assistant shall forward a certified copy of the Resolution to the Executive Director, the Chief Financial Officer, the TRMUA Engineer, and the QPA.

CERTIFICATION

I, Christina Diamante, Executive Assistant of the Toms River Municipal Utilities Authority in the County of Ocean and State of New Jersey, do certify that the foregoing resolution was duly passed by the Board of Commissioners of the Toms River Municipal Utilities Authority at a regular meeting of said Commissioners on the 27th day of February 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Executive Assistant

Continued Retiree Coverage

February 27, 2024

WHEREAS, N.J.S.A. 40A:10-20 permits local units and agencies of government to continue health insurance coverage for an employee during a period of disability or leave of absence; and

WHEREAS, N.J.S.A. 40A:5-49 requires that there be a public meeting to establish or modify public employee compensation; and

WHEREAS, Rosemary Rosetto was an employee of Toms River Municipal Utilities Authority for 24 years with more than 25 years of pensionable service until such time as she elected to retire do to medical circumstances; and

WHEREAS, during the immediate term after her retirement, she was delayed in enrolling in Medicare Part B as required under the Toms River Municipal Utilities Authority Employee Benefits Health Plan; and

WHEREAS, but for medical circumstances, an application for enrollment in Medicare Part B would have been filed by Rosemary Rosetto which would have provided continued health insurance coverage for primary and secondary coverage on and after the date Medicare Part B became effective; and

WHEREAS, the Commissioners of Toms River Municipal Utilities Authority has determined that considering the above extenuating circumstances, that Rosemary Rosetto should remain enrolled in the health benefit plan offered by Toms River Utilities Authority as primary coverage and the premium for such coverage shall be paid by Toms River Municipal Utilities Authority for the period required based on her previous employment; and

WHEREAS, Mrs. Rosetto enrolled in Medicare Part B with in the required time frame of 8 months following her retirement on July 1, 2023; and

WHEREAS, Mrs. Rosetto's Medicare Part B became effective October 1, 2023; and

WHEREAS, the Commissioners of Toms River Municipal Utilities Authority have determined that considering the above extenuating circumstances, that coverage should be offered for the period of July 1, 2023 through October 1, 2023.

NOW, THEREFORE BE IT RESOLVED, that the Commissioners of the Toms River Municipal Utilities Authority hereby approves the enrollment of Rosemary Rosetto, in the health insurance plan for the period of July 1, 2023 through October 1, 2023 and the payment of the premiums of such coverage.

CERTIFICATION

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority in the County of Ocean and State of New Jersey, do certify the foregoing to be a true and correct copy of a Resolution adopted by the Board of Commissioners of the Toms River Municipal Utilities Authority at a regular meeting of said Commissioners on the 27th day of February 2024.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

RESOLUTION ADOPTED – FEBRUARY 27, 2024

BE IT RESOLVED BY THE Toms River Municipal Utilities Authority, that:

1. Charles S. Valvano is hereby appointed as Chairperson of the Toms River Municipal Utilities Authority for a term of one (1) year to expire at time of re-organization in February, 2025.
2. Tariq M. Siddiqui is hereby appointed as Vice-Chairperson of the Toms River Municipal Utilities Authority for a term of one (1) year to expire at time of re-organization in February, 2025.
3. Bernard Rutkowski is hereby appointed as Secretary-Treasurer of the Toms River Municipal Utilities Authority for a term of one (1) year to expire at time of re-organization in February, 2025.
4. Christina Diamante is hereby appointed as Assistant Secretary of the Toms River Municipal Utilities Authority for a term of one (1) year to expire at time of re-organization in February, 2025.
5. Mike Lee is hereby appointed as Assistant Treasurer of the Toms River Municipal Utilities Authority for a term of one (1) year to expire at time of re-organization in February, 2025.
6. A certified copy of this Resolution shall be sent to each of the following:
 - a. Banks
 - b. Legal Counsel
 - c. Township Clerk, Township of Toms River
 - d. US Environmental Protection Agency
 - e. NJ Department of Environmental Protection

I, CHRISTINA DIAMANTE, ASSISTANT SECRETARY, OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, IN THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN, HEREBY CERTIFY THAT THE ABOVE IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY ON THE 27TH DAY OF FEBRUARY 2024.



Christina Diamante, Assistant Secretary

**RESOLUTION OF THE
TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**

February 27, 2024

WHEREAS, application to the New Jersey Department of Environmental Protection is required for all sanitary sewer extensions of the Toms River Municipal Utilities Authority, and

WHEREAS, all projects approved by the Authority for development extensions are filed with the New Jersey Department of Environmental Protection with the Toms River Municipal Utilities Authority as Applicant, and

WHEREAS, the regulations of the New Jersey Department of Environmental Protection require that the signature of the Applicant include a Resolution of the Authority, authorizing said signature and application.

NOW, THEREFORE, BE IT RESOLVED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, that:

1. Nicholas Otten, P.E., Authority Engineer, shall have authorization to sign all applications to the New Jersey Department of Environmental Protection for sanitary sewer extensions.
2. In the absence of Nicholas Otten, P.E., Bernard Rutkowski, Executive Director, Secretary-Treasurer, shall be authorized to sign New Jersey Department of Environmental Protection sanitary sewer extension applications.
3. A copy of the resolution shall accompany all applications to the New Jersey Department of Environmental Protection.

I, CHRISTINA DIAMANTE, ASSISTANT SECRETARY, OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, IN THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, HEREBY CERTIFY THAT THE ABOVE IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY ON THE 27TH DAY OF FEBRUARY, 2024.



CHRISTINA DIAMANTE, ASSISTANT SECRETARY

**RESOLUTION OF THE
TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**

FEBRUARY 27, 2024

WHEREAS, application to the New Jersey Department of Transportation is required for all road opening permits, sanitary sewer extensions, and repair and/or rehabilitation of the Toms River Municipal Utilities Authority lines when falling within the boundaries of the New Jersey Department of Transportation roadways, and

WHEREAS, the regulations require that the signature of the Applicant include a Resolution of the Authority, authorizing said signature and application.

NOW, THEREFORE, BE IT RESOLVED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, that:

1. Bernard Rutkowski, Executive Director, Secretary-Treasurer and/or Nicholas Otten, P.E., Authority Engineer shall have authorization to sign all applications to the New Jersey Department of Transportation for sanitary sewer repairs and/or extensions.
2. A copy of the resolution shall accompany all applications to the New Jersey Department of Transportation.

I, CHRISTINA DIAMANTE, ASSISTANT SECRETARY, OF THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY, IN THE TOWNSHIP OF TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, HEREBY CERTIFY THAT THE ABOVE IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY ON THE 27th DAY OF FEBRUARY, 2024.



CHRISTINA DIAMANTE, ASSISTANT SECRETARY

TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

2-27-24

RESOLUTION TO ENTER EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act provides that the TRMUA may go into Executive Session to discuss matters that may be confidential or listed pursuant to NJSA 10:4-12; and

WHEREAS, it is recommended by the General Counsel that the TRMUA Commissioners go into Executive Session on February 27, 2024 to discuss matters set forth hereinafter which are permissible to discuss in Executive Session.

NOW THEREFORE BE IT RESOLVED that the Commissioners of the TRMUA shall go into Executive Session to discuss the following items:

LIST

Personnel Matters

Litigation/Potential Litigation

Contractual Matters

I, Christina Diamante, Assistant Secretary of the Toms River Municipal Utilities Authority, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Board of Commissions on February 27, 2024.

IN WITNESS, WHEREOF, I have hereunto set my hand and seal of this Authority this 27th day of February 2024.



Christina Diamante, Assistant Secretary