TOMS RIVER MUNICIPAL UTILITIES AUTHORITY
Meeting Number Thirteen Hundred Five

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, August 25, 2026 at 4:30 P.M. at the office of the Authority, 340 West Water Street, Toms River, New Jersey 08753.

The following were present:

Charles S. Valvano, Chairman — Frank Pascarella/MOP

Tariq M. Siddiqui, Vice-Chairman

Philip I. Brilliant, Commissioner

Kim A. Pascarella, Commissioner

James Braaten, Commissioner

Katarina Sevastakis, Alt. Commissioner

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

Joseph D. Coronato, General Counsel

Mike Lee, Chief Financial Officer

Greg Myhre, Safety & Compliance Officer

Cindy Toye, Human Resources Manager

Christina Diamante, Executive Assistant/Assistant Sec'y

Meeting #1305 was called to order at 4:30 p.m., August 25, 2026 by Chairman Valvano.

Ms. Diamante, Assistant Secretary, reported that in accordance with the Open Public Meetings Law, P.L.1975, c. 231, notice of this meeting was posted in the Asbury Park Press, The Star Ledger, The Press of Atlantic City, filed with the township Clerk's Office, posted on the Township bulletin board and the Authority bulletin board.

Ms. Diamante then called the roll. Ms. Sevastakis, Mr. Braaten, Mr. Pascarella, Mr. Brilliant, Mr. Siddiqui and Mr. Valvano all were present. Mr. Ellenbogen was absent.

Minutes of Meetings for Approval

A. Meeting #1304 - July 28, 2026 - New Submission

A motion was made by Mr. Siddiqui and seconded by Mr. Brilliant to approve the minutes of Meeting #1304 July 28, 2026 as written. A roll call vote was taken with Mr. Siddiqui, Mr. Brilliant, Mr. Braaten, Mr. Pascarella and Mr. Valvano all casting affirmative votes.

B. Ex. Session #1304 - July 28, 2026 - New Submission

A motion was made by Mr. Siddiqui and seconded by Mr. Pascarella to approve the minutes of Ex. Session #1304 July 28, 2026 as written. A roll call vote was taken with Mr. Siddiqui, Mr. Pascarella, Mr. Braaten, Mr. Brilliant and Mr. Valvano all casting affirmative votes.

Disbursements

A motion was made by Mr. Pascarella and seconded by Mr. Braaten to approve payment of the Operating Expenses as listed in the amount of $4,324,197.15. A roll call vote was taken with Mr. Pascarella, Mr. Braaten, Mr. Brilliant, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

Trust Fund for Contracts

A motion was made by Mr. Brilliant and seconded by Mr. Pascarella to approve the release from the Trust Fund for Contracts as listed in the amount of $44,599.99. A roll call vote was taken with Mr. Brilliant, Mr. Pascarella, Mr. Braaten, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

Ratification of Monthly Transfer & Investment Resolutions

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

Financial Reports

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

Finance & Investments: 6G

A motion was made by Mr. Valvano and seconded by Mr. Braaten to reinvest the available funds of $2,309.22 into the Ocean First Trust Custodial Account. A roll call vote was taken with Mr. Valvano, Mr. Braaten, Mr. Pascarella Mr. Brilliant and Mr. Siddiqui all casting affirmative votes.

Operating Reports

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

Development Applications-Major Sub Divisions

A motion was made by Mr. Siddiqui and seconded by Mr. Brilliant to approve the preliminary application for Sub Division #D-722H (CS Paramount Hooper, LLC). A roll call vote was taken with Mr. Siddiqui, Mr. Brilliant, Mr. Braaten, Mr. Pascarella and Mr. Valvano all casting affirmative votes.

Another motion was made by Mr. Pascarella and seconded by Mr. Braaten to approve the tentative/final application for Sub Division #D-918E (Walmart, Inc). A roll call vote was taken with Mr. Pascarella, Mr. Braaten, Mr. Siddiqui and Mr. Valvano all casting affirmative votes. Mr. Brilliant abstained.

Authority Meeting

The next Authority meeting was confirmed for Tuesday, September 22, 2026, at 4:30 p.m.

Adoption of Resolutions

9A-2 – A motion was made by Mr. Pascarella and seconded by Mr. Siddiqui to authorize the Shared Service agreement with The Brick Township MUA for 2026. A roll call vote was taken with Mr. Pascarella, Mr. Siddiqui, Mr. Braaten, Mr. Brilliant and Mr. Valvano all casting affirmative votes.

9A-3 – A motion was made by Mr. Pascarella and seconded by Mr. Brilliant to authorize membership renewal to the New Jersey Utilities Authorities Joint Insurance Fund. A roll call vote was taken with Mr. Pascarella, Mr. Brilliant, Mr. Braaten, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

9A-4 – A motion was made by Mr. Siddiqui and seconded by Mr. Pascarella to authorize the Sanitary Sewer Main Reconstruction adjacent to Riviera Avenue and Toms river Yacht Club easement contract No. TRMU25-001 to M&O Construction. A roll call vote was taken with Mr. Siddiqui, Mr. Pascarella, Mr. Braaten, Mr. Brilliant and Mr. Valvano all casting affirmative votes.

9A-5 – A motion was made by Mr. Pascarella and seconded by Mr. Brilliant to approve the TO chart. A roll call vote was taken with Mr. Pascarella, Mr. Brilliant, Mr. Braaten, Mr. Siddiqui and Mr. Valvano all casting affirmative votes.

9B - Unfinished Business

An Executive Session is needed.

Committee Reports

Legal

General Counsel stated some labor issues that were discussed with Bernie, nothing else to note.

Personnel

The Personnel Committee Chair informed the Board there is still an ongoing search for a Director of Engineering, there have been a couple of interviews but the Committee is not ready to recommend anyone yet. The Personnel Chair also stated they need approval from the Board to post for 2 LMW positions. A motion was made by Mr. Brilliant and seconded by Mr. Valvano to post and interview for two Line Maintenance Worker positions. A roll call vote was taken with Mr. Brilliant, Mr. Valvano, Mr. Braaten, Mr. Pascarella and Mr. Siddiqui all casting affirmative votes. The rest will be discussed in Executive Session.

Engineering/Technology/Regionalization

The Engineering Chair restated the contract for the reconstruction of the sewer main for the Toms River Yacht Club was awarded. The Executive Director added that the flow meters will be deployed Thursday for the flow study on Whitesville Rd.

Fuel

The Executive Director reported the data is continuing to be migrated into the new fuel system, hopefully everything should be up and running by September/October.

Land

The Land Chair informed that to prepare the rear property for work NJNG is installing a temporary electrical panel to power their construction trailers. Commissioner Brilliant added that he saw an article that the Parkway Authority is preparing to start work on the widening project in 2027.

Finance/Chairman

Chairman Valvano reminded the Board the group affidavit for the 2025 audit needs to be signed after the meeting adjourns. Mr. Valvano also reported he attended the annual Auditor/Finance meeting, the OCUA has raised their rates 3% this year, which is approximately 50% of our cost basis. In the meeting the auditor also looked into our revenue and building reserves in case of emergencies and disasters such as Hurricane Sandy, where we lost the ability to bill because numerous taxpayers didn't have a residence. No decision has been made yet regarding our own rates. Commissioner Pascarella asked if there was insurance we could purchase to cover situations like a huge repair, to which

the Executive Director replied there's no coverage for wear and tear of the sewer pipes, but we do have certain disaster coverage through the JIF and we did get reimbursed a lump sum of money after Hurricane Sandy.

Public Comments

Seeing no public comments, Chairman Valvano closed the public portion of the meeting.

Correspondence

None.

Resolution to Enter Executive Session

A motion was made by Mr. Valvano and seconded by Mr. Pascarella to adopt the resolution to enter Executive Session at 4:55 p.m. to discuss personnel matters, litigation/potential litigation and contractual matters. A roll call vote was taken with Mr. Valvano, Mr. Pascarella, Mr. Braaten, Mr. Brilliant and Mr. Siddiqui all casting affirmative votes.

Public Session Reconvened at 5:24 p.m.

Back in Public Session, a motion was made by Mr. Valvano and seconded by Mr. Brilliant to carry the matter regarding the employee Frank Pascarella until the October 27th meeting and that Mr. Pascarella has already been advised that his matter will be discussed at that time. A roll call vote was taken with Mr. Valvano, Mr. Brilliant, Mr. Braaten, Mr. Pascarella and Mr. Siddiqui all casting affirmative votes.

Chairman Valvano then stated, based on conversations had in Executive Session, starting January 1, 2027, employees will be able to sell vacation time back instead of sick time. Also, based on conversations had in Executive Session, Chairman Valvano stated, the Board is authorizing the Executive Director to award comp time, when appropriate, and Commissioners will be notified.

Adjournment

With no further business to come before the Board, a motion was made by Mr. Valvano and seconded by Mr. Brilliant to adjourn the meeting at 5:25 p.m. A roll call vote was taken with Mr. Valvano, Mr. Brilliant, Mr. Braaten, Mr. Pascarella and Mr. Siddiqui all casting affirmative votes.