

**TOMS RIVER MUNICIPAL UTILITIES AUTHORITY**  
**Meeting Number Eleven Hundred Seventy-three**

Agenda

September 22, 2015

The regular meeting of the Toms River Municipal Utilities Authority was held on Tuesday, September 22, 2015 at 4:30 P.M. at the office of the Authority, 340 West Water Street, Toms River, New Jersey 08753.

**The following were present:**

Juan Carlos Bellu, Chairman  
Joseph Bilotta, Vice-Chairman  
Carmen Memoli, Commissioner  
Virginia Haines, Commissioner  
Deborah Clement, Commissioner  
Charles Valvano, Alt. Commissioner  
Tariq Siddiqui, Alt. Commissioner  
Stephen Acropolis, Executive Director/Sec'y.-Treas.  
James Gluck, Esquire, Counsel  
James Lafferty, Director of Operations  
Rosemary Rosetto, Controller  
Nicholas Otten, Authority Engineer - *Absent*  
Bernard Rutkowski, Regulatory Compliance/Safety Officer  
Kelly Bellu, Administrative Bookkeeping Specialist  
Georgia Benyola, Executive Secretary/Assistant Sec'y.

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The regular Meeting #1173 was called to order at 4:30 p.m., September 22, 2015 by Chairman Bellu.

Ms. Benyola, Assistant Secretary, reported that in accordance with the Open Public Meetings Law, P. L. 1975, c. 231, notice of this meeting was posted on the Township Bulletin Board, the Authority Bulletin Board, filed with the Clerk's Office, and published in the Asbury Park Press.

Ms. Benyola called the roll. Mr. Siddiqui, Mr. Valvano, Mrs. Clement, Miss Haines, Mr. Memoli, Mr. Bilotta and Mr. Bellu were present.

**Minutes of Meetings for Approval**

A. Meeting #1172                      August 25, 2015                      *New Submission*

A motion was made by Mr. Bilotta and seconded by Mr. Memoli to approve the minutes of Meeting #1172 August 25, 2015 as written. A roll call vote was taken with Mr. Bilotta, Mr. Memoli, Miss Haines, Mrs. Clement and Mr. Bellu all casting affirmative votes.

### **Disbursements**

A motion was made by Miss Haines and seconded by Mr. Bilotta to approve payment of the disbursements as listed in the amount of \$488,637.16. A roll call vote was taken with Miss Haines, Mr. Bilotta, Mr. Memoli, with the exception of Dynamic Testing Service and James McHugh's RX reimbursement, Mrs. Clement and Mr. Bellu, also with the exception of James McHugh, all casting affirmative votes.

There were no additional disbursements listed.

### **Ratification of Investment & Transfer Resolutions**

A motion was made by Mrs. Clement and seconded by Miss Haines to ratify the monthly transfer and investment resolutions. A roll call vote was taken with Mrs. Clement, Miss Haines, Mr. Bilotta, Mr. Memoli and Mr. Bellu all casting affirmative votes.

### **Financial Reports**

A motion was made by Mr. Bilotta and seconded by Mr. Memoli to enter the financial reports 6A-F into the record. A roll call vote was taken with Mr. Bilotta, Mr. Memoli, Miss Haines and Mrs. Clement and Mr. Bellu all casting affirmative votes.

### **Finance & Investments:**

Mr. Valvano reported that at their meeting last week the Federal Reserve made a decision not to raise interest rates. Once again, the rates have gone down and the ten year Treasury Bond is now at 2.12%. Mr. Valvano noted that since our cash availability is modest at this time, we will let our reserves build up again and revisit at a later date.

Mr. Valvano asked that a motion be made to reinvest the available funds in the Ocean First Account. A motion was made by Mrs. Clement and seconded by Mr. Memoli to reinvest the available funds of \$72,100.03 in the Ocean First Trust Custodial Account. A roll call vote was taken with Mrs. Clement, Mr. Memoli, Mr. Bilotta, Miss Haines and Mr. Bellu all casting affirmative votes.

### **Operating Reports**

A motion was made by Miss Haines and seconded by Mr. Bilotta that the operating reports be accepted as presented. A roll call vote was taken with Miss Haines, Mr. Bilotta, Mr. Memoli, Mrs. Clement and Mr. Bellu all casting affirmative votes.

### **Development Applications/Major Sub Divisions**

There were no applications submitted for approval.

**The next Authority meeting was confirmed for Tuesday, October 27, 2015 at 4:30 p.m.**

Miss Haines will not be available on that date. Mr. Bellu is not certain at this time.

### **Adoption of Resolutions/Approvals**

A motion was made by Miss Haines and seconded by Mrs. Clement approving the following resolutions, 9A-2B through 9A-7:

2B. Authorization was given to purchase six (6) Panasonic Toughbooks as listed on quotation no. GLMW294 from CDW Government for a total cost of \$24,750.00; and

2C. Authorization was given to purchase one (1) Ver Mac Model PCM21210 Portable Changeable Message Board as listed on the attached State Contract Listing from Ver Mac, Inc., for a total cost of \$13,493.00; and

2D. Authorization was given to purchase one (1) HP Design Jet T1300 SD Multi-Function Plotter as listed on quotation no. GLXH066 from CDW Government for a total cost of \$17,545.00; and

2E. Authorization was given to purchase two (2) Confined Space Entry Davits from Grainger, Inc., for a total cost not to exceed \$5,357.16; and

3. Authorization was given to the Qualified Purchasing Agent (QPA) to re-advertise for solicitation of bids for Site Upgrades Main Facility Project; and

4. Authorization was given to the Director of Operations to advertise for the solicitation of bids for Paving of Pump Stations 16 and 9; and

5. Authorization was given to award Contract SR-03-09a, Force Main Rehabilitation, to P&A Construction, Inc. for the amount of \$292,539.10; and

6. Resolution in recognition of Danny J. Iaria's retirement after 25 years of service; and

7. Authorization was given to award Contract PS-06-09a, Pump Station Rehabilitation/Upgrade-PS 13 to Montana Construction Corp. for the amount of \$484,000.00.

A roll call vote was taken with Miss Haines, Mrs. Clement, Mr. Memoli, Mr. Bilotta and Mr.

Bellu all casting affirmative votes.

#### **Unfinished Business**

None

#### **Committee Reports**

##### Personnel

Miss Haines reported that the second approved position was filled and the new employee started working this week.

##### Legal

EREZ – Mr. Gluck reported that there was another status conference on Erez Health Care. They would like to meet with all parties either October 19<sup>th</sup> or 20<sup>th</sup> in the afternoon, which will include Rosemary, Tax Collector from Toms River Township and the plaintiff's attorneys. Mr. Gluck will send an email to confirm the date and time.

Easements - Mr. Gluck reported that they were starting the condemnation proceedings on the easements that we need and hopefully they should be filed sometime next month.

Island Heights – Mr. Gluck will be reviewing paperwork regarding connection/inspection fees in reference to an Island Heights' account, which will be discussed further at the next meeting.

3 Bayshore Drive – Mr. Gluck received a call from Rich Stanzione regarding one of his client's properties. The client bought the property located at 3 Bayshore Drive, which is by the new Seven-Eleven. Apparently, there is a sewer easement that runs through two properties to service his client's house. They originally had a water line there which now United Water is not allowing them to reconnect until they have a co-existing utility easement with the Authority. Mr. Gluck asked the Board if he could talk it over with Mr. Otten to find out if it's possible. Mr. Acropolis commented that it depends on how big the easement is and the depth of the main. United Water may also want their own easement. Permission was granted for Counsel to discuss this issue with Mr. Otten when he returns.

Mr. Gluck mentioned that he received the executive minutes from August 25, 2015 but they are not approved as yet for release. There are still pending issues, which could end up redacting all the minutes.

### Engineering

The Engineering Committee meeting was held on Friday, September 18, 2015. In attendance were Mrs. Clement, Mr. Siddiqui and Mr. Otten. Below are some of the meeting's highlights presented by Mrs. Clement:

PS 13 Rehab – The bid was awarded to Montana Construction from Lodi, NJ. The company is a family owned and operated business. The firm is run by siblings Lisa Ballerini, President, Vincent Santaite, Vice President and Dominic Santaite Jr., Director of Operations.

PS 6 – The bid was awarded to P&A Construction from Colonia, NJ. The President of this company is Francisco Pinho. This project is on Cadillac Drive, down through Cliffside Drive to Oakside Drive.

Mrs. Clement mentioned that as a result of the various pump station and force main construction projects, Mr. Otten has made more time for field site visits in order to oversee MUA and inspectors working with contractors on the various projects, as well as working with the MUA pump station and rehab Foremen.

### Public Comment

Chairman Bellu opened the meeting to comments from the public. With no public comments, Chairman Bellu closed the public portion of the meeting.

### Correspondence

The Chairman noted the letter of commendation for the crew that did a fantastic job on the Rt. 35 damage control and for Ed Saverino who made a couple very happy for the great job he did at their home on Hovsons Blvd. Mr. Acropolis also wanted to bring up another letter that was recently received. It was from one employee, James McHugh, thanking another employee, Kelly Bellu, for all the help she gave him concerning an off-the-job injury. Her knowledge, assurance all would be fine and willingness to help explain what was required of him and the Physician allowed James to gather information and complete this process in a timely manner relatively stress free.

### Resolution to Enter Executive Session

No resolution was required at this meeting. Mr. Bellu had a statement to make but he did not feel that it was necessary to go into Executive Session. Mr. Bellu stated that the Committee had their Union negotiations and one of the hang ups they had was the cost of health insurance. The Union is willing to allow us to utilize their insurance company for coverage. The coverage will be the same except some of the copays and/or deductibles may differ. The savings would be greater than what we have now. There is an Administrator that runs the insurance and it's through the Horizon network. Mr. Bellu would like the approval from the Board to accept their plan and continue the negotiations. A motion was made by Mrs. Clement and seconded by Miss Haines to accept the plan and settle the negotiations. A roll call vote was taken with Mrs. Clement, Miss Haines, Mr. Memoli, Mr. Bilotta and Mr. Bellu all casting affirmative votes.

With no further business before the Board, a motion was made by Miss Haines and seconded by Mr. Bilotta to adjourn the meeting at 5:08 p.m. The motion was carried by a unanimous voice vote.