RESOLUTION NO. 2023 - 101

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, AUTHORIZING A RAISE FOR JONI FRAAS

WHEREAS, the South Toms River Sewerage Authority employs Joni Fraas who is currently the Board Secretary; and

WHEREAS, the Authority Commissioners have offered Ms. Fraas a $2,000 raise retroactive to January 1, 2023; and

WHEREAS, Ms. Fraas has agreed to the raise and will continue her duties as Board Secretary.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. That effective January 1, 2023, Joni Fraas was given a $2,000 raise to bring her salary to $60,597.00.

2. Any and all resolutions inconsistent with this resolution are hereby repealed to the extent of such inconsistencies.

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

o: 732.363.0777
f: 732.905.6555

CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **11th** day of **January 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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RESOLUTION NO. 2023 - 102

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, AUTHORIZING A RAISE FOR APRIL SHARKEY

WHEREAS, the South Toms River Sewerage Authority employs April Sharkey; and

WHEREAS, the Authority Commissioners have offered Ms. Sharkey a $2,000 raise retroactive to January 1, 2023; and

WHEREAS, Ms. Sharkey has agreed to the raise and will continue her duties as an Authority employee.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. That effective January 1, 2023, April Sharkey was given a $2,000 raise to bring her salary to $38,000.00.

2. Any and all resolutions inconsistent with this resolution are hereby repealed to the extent of such inconsistencies.

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ATTORNEYS AT LAW

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CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **11th** day of **January 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
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RESOLUTION NO. 2023 - 103

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE APPOINTMENT OF HOLMAN FRENIA ALLISON, P.C. AS AUDITORS FOR THE AUTHORITY

WHEREAS, N.J.S.A. 40:14A-7.1 requires that every Municipal Sewerage Authority shall have an annual audit of its books, accounts and financial transactions by a registered municipal accountant of New Jersey; and

WHEREAS, there exists a need for auditing services for the South Toms River Sewerage Authority, Borough of South Toms River; and

WHEREAS, the maximum amount of the contract to be awarded under this resolution is as set forth in the 2023 Authority budget for auditing services; and

WHEREAS, the amount of the contract is not anticipated to exceed the threshold amount of $17,500 established by the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and is exempt from the requirements of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be made available for public inspection; and

WHEREAS, it is the desire of the Commissioners of the South Toms River Sewerage Authority to appoint Holman Frenia Allison, P.C. to perform its auditing services and to authorize execution of a contract with Holman and Frenia for such services.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

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ATTORNEYS AT LAW

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1. That Holman Frenia Allison, P.C. is hereby appointed registered Municipal Auditor to serve the Authority for the year 2023, and to receive such compensation as may be reasonable for such services. Said Auditor is a person authorized by law to practice a recognized profession in the State of New Jersey, which practice is regulated by law of this State, to wit: the profession of a registered municipal auditor. These professional services are necessary and are required by this Authority.

2. That the Commissioners are authorized to execute the attached agreement with Holman Frenia Allison, P.C. for a term not to exceed one (1) year, commencing on February 1, 2023, and terminating on January 31, 2024.

3. That the contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), with an anticipated value of under $17,500 which is exempt from the requirements of N.J.S.A. 19:44A-20.4.

4. That a notice of this action shall be printed once in the official newspaper of the South Toms River Sewerage Authority in accordance with N.J.S.A. 40A:11-5(1)(a).

5. That this resolution shall take effect February 1, 2023.

6. That a certified copy of this Resolution and the contract shall be forwarded to the Borough Clerk of the Borough of South Toms River for public inspection in accordance with N.J.S.A. 40A:11-5(1)(a).

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CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

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ATTORNEYS AT LAW

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AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT dated the 8th day of **February 2023**

BETWEEN: **SOUTH TOMS RIVER SEWERAGE AUTHORITY**, a municipal authority of the State of New Jersey, having its principal offices located on 19 Double Trouble Road, South Toms River, New Jersey, 08757 (hereinafter referred to as "Authority");

AND: **HOLMAN FRENIA ALLISON, P.C.**, having its principal offices located at 680 Hooper Avenue, Building B, Suite 201, Toms River, New Jersey 08753 (hereinafter referred to as "Auditor" or "Contractor").

WHEREAS, pursuant to law, the parties hereto wish to enter into an agreement for Professional Accounting Services.

NOW, THEREFORE, the parties hereunder do agree as follows:

1. Holman Frenia & Allison, P.C. is hereby retained as Authority Auditor for a term of one (1) year, commencing February 1, 2023, and ending January 31, 2024.

2. The Auditor proposes to audit the balance sheet of the Authority as of December 31, 2023, and the related statements of revenues, expenses, and changes in fund equity and changes in financial position for the year then ended.

3. The Authority audit will be made in accordance with generally accepted auditing standards and will include tests of Authority accounting records and other procedures the auditor considers necessary to enable Auditor to express an unqualified opinion that Authority financial statements are fairly presented in conformity with generally accepted accounting principles consistently applied. If the Auditor's opinion is other than unqualified, the Auditor will fully discuss the reasons with the Authority in advance.

4. Auditor's procedures will include tests of documentary evidence supporting

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the transactions recorded in the accounts, tests of the physical existence of inventories, and direct confirmation of receivables and certain other assets and liabilities by correspondence with selected customers, creditors, and banks. At the conclusion of Auditor's examination, Auditor will also request certain written representation from Authority about the financial statements and related matters.

5. An audit is based primarily on the selective testing of accounting records and related data; therefore, Auditor's audit will involve judgment about the number of transactions to be examined and the areas to be tested. Because we will not perform a detailed examination of all transactions, there is a risk that material errors, irregularities, or illegal acts, including fraud or defalcations, may exist and not be detected by Auditor. Auditor will advise Authority, however, of any matters of that nature that come to Auditor's attention.

6. Auditor understands that Authority will provide Auditor with the basic Information required for Auditor's audit and that Authority is responsible for the accuracy and completeness of that information. Auditor will advise Authority about appropriate accounting principles and their application and will assist in the preparation of Authority's financial statements, but the responsibility for the financial statements remain with the Authority. This responsibility includes the maintenance of adequate records and related controls, the selection and application of accounting principles, and the safeguarding of assets.

7. Auditor understands that Authority's employees will type all case, accounts Payable, and other confirmations Auditor requests and will locate any invoices selected by Auditor for testing.

8. Auditor's examination is not specifically designed and cannot be relied on

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to disclose material weaknesses in accounting controls. However, during the audit, if Auditors becomes aware of such material weakness in internal accounting control or ways that Auditor believes management practices can be improved, Auditor will communicate them to Authority in a separate letter.

9. Auditor's fees for these services will be based on the actual time spent at Auditor's standard hourly rate, plus travel and other out-of-pocket costs. Auditor's standard hourly rates vary according to the degree of responsibility involved and the experienced level or personnel assigned to Authority's audit. Auditor's fee to perform the audit for the South Toms River Sewerage Authority for the year ended December 31, 2023, would be $16,500. This fee is based on the anticipated cooperation from Auditor's personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, Auditor will discuss it with Authority.

10. In addition, Auditor understands that Auditor serves at the pleasure of the Authority and that Auditor's services may be discontinued at any time upon 30 days' written notice. Further, that if services are discontinued at the Authority's request, Auditor will provide transitional service for 30 days after the separation date in accordance with this contract for payment. Upon completion of the transitional period, Auditor will submit a final invoice within 30 days.

11. Services will be billed relating to the audit on a monthly basis for the period from February 2023, through January 2024, at the rate of $750.00 per month with a balance of $7,500.00 billed upon acceptance of the audit report by the Commissioners.

12. Auditor's services for assistance in budget preparation and other matters

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will be separately billed on an hourly basis after request by the Authority. Auditor does not anticipate special services related to budget preparation to exceed $3,500.00. Other special services will also be billed on an hourly basis. The total amount charged by us shall not exceed the amount appropriated in the South Toms River Sewerage Authority operating budget for the calendar year 2023 as amended and supplemented. Auditor's firm rate schedule is as follows:

HOURLY RATES:

Partner	$200.00
Manager, CPA	$160.00
Senior Accountant	$120.00
Staff Accountant II	$110.00
Staff Accountant I	$90.00

13. The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.4(a), provided that said subsection shall be applied subject to the terms of subsection 3.4(d) of said Regulations.

14. The parties to this contract agree to incorporate into this contract the mandatory language of section 5.3 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor subcontractor agrees to comply fully with the terms, provisions, and obligations of said section 5.3.

15. The Contractor shall submit a copy of the Certificate of Employee

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Information Report on Form AA-302 (Initial Employee Information Report) prior to any payments being made under this agreement.

16. The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

17. Before final payment on the contract is made by the Authority (the Contracting agency), the Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contractor or shall attest that no subcontractors were used. A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L. 2001, c. 134 (C. 52:32-44, et al.) or subsection e. or f. of section 92 of P.L. 1977, c. 110 (C. 5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of $25.00 for each day of violation, not to exceed $50,000 for each business registration copy not properly provided under a contract with a contracting agency.

18. For the term of the contract, the Contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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WITNESS & ATTEST

SOUTH TOMS RIVER SEWERAGE AUTHORITY

April Shanley

Witness
(Seal)

By _____
Chairman

HOLMAN, FRENIA & ALLISON, P.C.

Witness

RAMYA CHANDRAN
NOTARY PUBLIC
STATE OF NEW JERSEY
ID # 2446111
MY COMMISSION EXPIRES MAY 7, 2024

By _____
~~FRANK B. HOLMAN, III~~
LAUREN M. HOLMAN
Partner

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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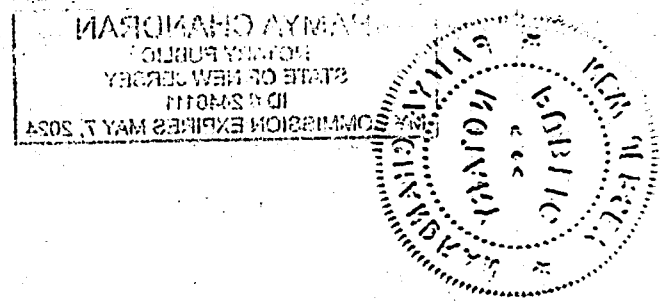

RESOLUTION NO. 2023 - 104

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE APPOINTMENT OF KOERNER AND KOERNER AS ACCOUNTANTS FOR THE AUTHORITY

WHEREAS, N.J.S.A. 40:14A-7.1 requires that every Municipal Sewerage Authority shall have an annual audit of its books, accounts and financial transactions by a registered municipal accountant of New Jersey; and

WHEREAS, there exists a need for accounting services for the South Toms River Sewerage Authority, Borough of South Toms River; and

WHEREAS, the maximum amount of the contract to be awarded under this resolution is as set forth in the 2023 Authority budget for accounting services; and

WHEREAS, the amount of the contract is not anticipated to exceed the threshold amount of $17,500 established by the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and is exempt from the requirements of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be made available for public inspection; and

WHEREAS, it is the desire of the Commissioners of the South Toms River Sewerage Authority to appoint Koerner and Koerner to perform its accounting services and to authorize execution of a contract with Koerner and Koerner for such services.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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1. That Koerner and Koerner is hereby appointed as Municipal Accountant for the Authority for the year 2023, and shall be compensated at the following hourly rates for said services:

Accountant – Director	$170.00
Accountant – Senior	$140.00
Clerical	$65.00

2. The Accountant is a person authorized by law to practice a recognized profession in the State of New Jersey, which practice is regulated by law of this State; to wit: the profession of a registered municipal accountant. These professional services are necessary and are required by this Authority.

3. That the Commissioners are authorized to execute the attached agreement with Koerner and Koerner for a term not to exceed one (1) year, commencing on February 1, 2023, and terminating on January 31, 2024.

4. That the contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), with an anticipated value of under $17,500 which is exempt from the requirements of N.J.S.A. 19:44A-20.4.

5. That a notice of this action shall be printed once in the official newspaper of the South Toms River Sewerage Authority in accordance with N.J.S.A. 40A:11-5(1)(a).

6. That this resolution shall become effective immediately.

7. That a certified copy of this Resolution and contract shall be forwarded to the Borough Clerk of South Toms River for public inspection in accordance with N.J.S.A. 40A:11-5(1)(a).

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CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

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ATTORNEYS AT LAW

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AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT dated the 8th day of **February 2023**

BETWEEN: **SOUTH TOMS RIVER SEWERAGE AUTHORITY**, a municipal authority of the State of New Jersey, having its principal offices located on 19 Double Trouble Road, South Toms River, New Jersey, 08757 (hereinafter referred to as "Authority");

AND: **KOERNER AND KOERNER**, having its principal offices located at Ten Allen Street, Toms River, New Jersey 08754 (hereinafter referred to as "Accountant" or "Contractor")

WHEREAS, pursuant to law, the parties hereto wish to enter into an agreement for Professional Accounting Services.

NOW, THEREFORE, the parties hereunder do agree as follows:

1. The Accountant is hereby retained as Authority Accountant for term of one (1) year, commencing February 1, 2023 and ending January 31, 2024.

2. The Accountant proposes to provide accounting services to the Authority as of February 1, 2023.

3. The Accountant will assist the Authority in preparing for the annual audit of its books and records. Said audit to be conducted by the Authority Auditor.

4. The Accountant will act as the liaison between the Authority and Auditor in matters generally accepted auditing standards.

5. The Accountant will review the draft of the audited financial statements and offer changes or corrections to the Auditor. If necessary, the Accountant will assist in the preparation of a Corrective Action Plan.

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6. Accountant understands that Authority's employees will type all case, accounts receivable, accounts payable, and other confirmations Auditor requests and will locate any invoices selected by Auditor for testing.

7. Accountant's fees for these services will be based on the actual time spent at Accountant's standard hourly rate, plus travel and other out-of-pocket costs. Accountant's standard hourly rates vary according to the degree of responsibility involved and the experience level or personnel assigned. If significant additional time is necessary, Accountant will discuss it with Authority.

8. In addition, Accountant understands that Accountant serves at the pleasure of the Authority and that Accountant's services may be discontinued at any time upon 30 days written notice. Further, that if services are discontinued at the Authority's request, Accountant will provide transitional service for 30 days after the separation date in accordance with this contract for payment. Upon completion of the transitional period, Accountant will submit a final invoice within 30 days.

9. Services will be billed relating to the accounting services on a monthly basis for the period from February 1, 2023, through January 31, 2024.

10. The total amount charged by us shall not exceed the amount appropriated in the South Toms River Sewerage Authority operating budget for the calendar year 2023 as amended and supplemented. Accounting firm's rate schedule is as follows:

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ATTORNEYS AT LAW

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HOURLY RATES:

Accountant - Senior	$170.00
Accountant - Staff	$145.00
Clerical	$80.00

11. The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.4(a), provided that said subsection shall be applied subject to the terms of subsection 3.4(d) of said Regulations.

12. The parties to this contract agree to incorporate into this contract the mandatory language of section 5.3 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said section 5.3.

13. The Contractor shall submit a copy of the Certificate of Employee Information Report or Form AA-302 (Initial Employee Information Report) prior to any payments being made under this agreement.

14. The Contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

15. Before final payment on the contract is made by the Authority (the contracting agency), the Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract or shall attest that no subcontractors were used. A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L.2001, c.134(C.52:32-44 et. Al.) or subsection e. or f. of section 92 of P.L.1977, c.110(C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of $25

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for each day of violation, not to exceed $50,000 for each business registration copy not properly provided under a contract with a contracting agency.

16. For the term of the contract, the Contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

WITNESS & ATTEST

SOUTH TOMS RIVER SEWERAGE AUTHORITY

Witness
(Seal)

By_____
Chairman, George Rutzler

KOERNER & KOENER

Witness

By_____

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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RESOLUTION NO. 2023 - 105

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING MICHAEL S. NAGURKA, ESQUIRE, OF THE FIRM OF ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI., AS ATTORNEY FOR THE AUTHORITY

WHEREAS, there exists a need for legal services as Attorney for the South Toms River Sewerage Authority, Borough of South Toms River; and

WHEREAS, the maximum amount of the contract to be awarded under this resolution is as set forth in the 2023 Authority budget for legal services; and

WHEREAS, the amount of the contract is not anticipated to exceed the threshold amount of $17,500 established by the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, and is exempt from the requirements of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be made available for public inspection; and

WHEREAS, the Authority have reviewed the proposals submitted and recommend that Michael S. Nagurka, Esquire of Rothstein, Mandell, Strohm, Halm & Cipriani, be appointed as Authority Attorney; and

WHEREAS, Michael S. Nagurka, Esquire, of the firm of Rothstein, Mandell, Strohm, Halm & Cipriani, has completed and submitted a Business Entity Disclosure Certification which certifies that neither he nor his firm have made any reportable contributions to a political or candidate committee in the Borough of South Toms River or the Authority in the previous one year, and that the contract will prohibit Michael S. Nagurka, Esquire, and the firm

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of Rothstein, Mandell, Strohm, Halm & Cipriani., from making any reportable contributions to a political or candidate committee in the Borough of South Toms River or the Authority through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. That Michael S. Nagurka, Esquire., of the firm of Rothstein, Mandell, Strohm, Halm & Cipriani is hereby appointed as Authority Attorney for the South Toms River Sewerage Authority for a term of one (1) year, commencing February 1, 2023 and ending January 31, 2024. The Authority Attorney and his firm shall be compensated at the rate of One Hundred Forty ($140.00) Dollars per hour for services rendered to the Authority for the calendar year 2023. Michael S. Nagurka, Esquire and the firm Rothstein, Mandell, Strohm, Halm & Cipriani, will perform additional legal services pursuant to the contract authorized herein.

2. That the Commissioners are hereby authorized to execute and the Board Secretary to attest to, respectively, the attached agreement with Michael S. Nagurka, Esquire of the firm of Rothstein, Mandell, Strohm, Halm & Cipriani. in accordance with the provisions of this resolution.

3. That the contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), with an anticipated value of under $17,500 which is exempt from the requirements of N.J.S.A. 19:44A-20.4.

4. That a notice of this action shall be printed once in the official newspaper of the South Toms River Sewerage Authority in accordance with N.J.S.A. 40A:11-5(1)(a).

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

o: 732.363.0777
f: 732.905.6555

5. That a certified copy of this Resolution and the contract shall be forwarded to the Borough Clerk of the Borough of South Toms River for public inspection in accordance with N.J.S.A. 40A:11-5(1)(a).

6. That this resolution shall become effective immediately.

CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
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AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT dated the 8th day of **February 2023**

BETWEEN: **SOUTH TOMS RIVER SEWERAGE AUTHORITY**, a municipal authority of the State of New Jersey, having its principal offices located on 19 Double Trouble Road, South Toms River, New Jersey, 08757 (hereinafter referred to as "Authority");

AND: **MICHAEL S. NAGURKA, ESQUIRE** of the firm of **ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI.**, having its principal offices located at 98 East Water Street, Toms River, New Jersey 08753 (hereinafter referred to as "Attorney" or "Contractor")

WHEREAS, pursuant to law, the parties hereto wish to enter into an agreement for Professional Legal Services.

NOW, THEREFORE, the parties hereunder do agree as follows:

1. The Attorney is hereby retained as Authority Attorney for a term of one (1) year commencing February 1, 2023 and ending January 31, 2024.

2. Mr. Nagurka shall provide all general legal services required and necessary as Authority Attorney at the rate of $140.00 per hour. Mr. Nagurka shall charge $140.00 per hour for attendance at all Authority meetings and special meetings.

3. The total amount charged by Attorney may exceed $17,500 due to additional work for the Authority in seeking approval from the Pinelands Commission for a permanent garage location, as well as any potential litigation.

4. The Attorney shall provide all general legal services as determined and authorized by the Chairman or other authorized official of the Authority in accordance with the terms of this Agreement.

5. Any other extraordinary legal services as determined and authorized by the Authority

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ATTORNEYS AT LAW

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and which could not be anticipated at the time of this Agreement, shall be charged at the rate above stated and shall not exceed the amount appropriated for said purposes by the Authority. Legal services performed by the Attorney in all litigation cases shall be charged at the rate of $140.00 per hour.

6. The Attorney shall bill the Authority for all services rendered. This includes telephone calls (minimum charge of .2 of an hour) dictating letters (minimum charge of .3 of an hour) and reviewing letters (minimum charge of .3 of an hour), traveling to and from meetings and court, legal research, preparation of ordinances (minimum charge of one hour and a half), preparation of resolutions (minimum charge of .5 of an hour), preparation of contracts (minimum charge of one hour), negotiations and other services on behalf of the Authority.

7. In addition to legal fees, the Authority must pay the following costs and expenses: Experts' fees, court costs, accountants' fees, appraisers' fees, service fees, investigator fees, deposition costs, messenger services, photocopying charges (.25 cents per copied page), facsimile charges ($.50 per faxed page), postage, and any other necessary expenses.

8. The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.4(a), provided that same subsection shall be applied subject to the terms of subsection 3.4(d) of said Regulations.

9. The parties to this contract agree to incorporate into this contract the mandatory

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language of section 5.3 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said section 5.3.

10. The Contractor shall submit a copy of the Certificate of Employee Information Report on Form AA-302 (Initial Employee Information Report) prior to any payments being made under this agreement.

11. The contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

12. Before final payment on the contract is made by the Authority (the contracting agency), the Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contractor or shall attest that no subcontractors were used.

13. For the term of the contract, the Contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property is intended to a contract with a contracting agency.

14. A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L. 2001, c. 134 (C. 52:32-44, et al.) or subsection e. or f. of section 92 of P.L. 1977, c. 110 (C. 5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of $25.00 for each day of violation, not to exceed $50,000 for each business registration copy not properly provided under a contract with a contracting agency.

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

WITNESS & ATTEST

SOUTH TOMS RIVER SEWERAGE AUTHORITY

Witness
(Seal)

By_____
Chairman

ROTHSTEIN, MANDELL, STROHM, HALM & CIPRIANI

Witness

By_____
Michael S. Nagurka, Esq.
#061562014

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ATTORNEYS AT LAW

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RESOLUTION NO. 2023 - 106

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING JACK R. BERENS, P.E., OF VAN CLEF ENGINEERING AS ENGINEER FOR THE AUTHORITY

WHEREAS, there exists a need for engineering services for the South Toms River Sewerage Authority, Borough of South Toms River; and

WHEREAS, the Chairman of the Authority has advised that the maximum amount of the contract to be awarded under this resolution is as set forth in the 2023 Authority budget for engineering services; and

WHEREAS, the amount of the contract is not anticipated to exceed the threshold amount of $17,500 established by the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and is exempt from the requirements of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be made available for public inspection; and

WHEREAS, it is the desire of the Commissioners of the South Toms River Sewerage Authority to appoint Jack R. Berens, P.E., of the firm of Van Cleef Engineering as Engineer and to authorize the execution of a contract with Jack R. Berens, P.E., of the firm of Van Cleef Engineering, for engineering services.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

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1. That Jack R. Berens, P.E. of the firm of Van Cleef Engineering, is hereby appointed as Engineer for the Authority for a term not to exceed one (1) year, commencing on February 1, 2023, and terminating on January 31, 2024.

2. That the Commissioners are authorized to execute the attached agreement with Jack R. Berens, P.E., of the firm of Van Cleef Engineering.

3. That the contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), with an anticipated value of under $17,500 which is exempt from the requirements of N.J.S.A. 19:44A-20.4.

4. That a notice of this action shall be printed once in the official newspapers of the South Toms River Sewerage Authority in accordance with N.J.S.A. 40A:11-5(1)(a).

5. That this resolution shall take effect February 1, 2023.

6. That a certified copy of this Resolution and the contract shall be forwarded to the Borough Clerk of the Borough of South Toms River for public inspection in accordance with N.J.S.A. 40A:11-5(1)(a).

CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

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AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT dated the 8th day of **February 2022**

BETWEEN: **SOUTH TOMS RIVER SEWERAGE AUTHORITY**, a municipal authority of the State of New Jersey, having its principal offices located on 19 Double Trouble Road, South Toms River, New Jersey, 08757 (hereinafter referred to as "Authority");

AND: **VAN CLEEF ENGINEERING ASSOCIATES**, having its principal offices located at 1705 Route 37 East, Toms River, New Jersey 08753 (hereinafter referred to as "Engineer" or "Contractor").

WHEREAS, pursuant to law, the parties hereto wish to enter into an agreement for Professional Engineering Services.

NOW, THEREFORE, the parties hereunder do agree as follows:

1. The Engineer is hereby appointed and designated by the Commissioners of the South Toms River Sewerage Authority, as the Authority Engineer in accordance with the terms of this agreement for the term of one (1) year, commencing February 1, 2023 and ending January 31, 2024.

2. The following hourly rates shall be paid for all engineering and surveying services authorized by the Commissioners, unless otherwise agreed to in writing between the parties. See, Schedule 'A' attached hereto.

3. Routine engineering work as determined and authorized by the Authority may be estimated and charged on an hourly basis in accordance with the rates set forth in Schedule 'A' hereof, however, the total charges for said routine would not exceed the amount appropriated by the Authority.

4. Other projects, as determined and authorized by the Authority, may be

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ATTORNEYS AT LAW

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estimated and charged on an hourly basis at the rates set forth in the attached Schedule 'A', or established on a fixed-fee basis and shall not exceed the amounts appropriated for said purposes by the Authority.

5. The Engineer hereby agrees that the Authority shall only be charged for the services of one (1) engineer for attendance at any Authority meeting, notwithstanding the fact that more than one engineer or other employee shall be present at any Authority meeting.

6. The Engineer agrees to provide to the Authority, at no additional cost, the original work and drawings on all projects performed by Van Clef Engineering Associates for the Authority.

7. The Engineer and the commissioners agree that this appointment as Engineer shall expire on January 31, 2024, or upon thirty (30) days' written notice by either party.

8. The parties to this contract agree to incorporate into this contract the mandatory language of subsection 3.4(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said subsection 3.4(a), provided that said subsection shall be applied subject to the terms of subsection 3.4(d) of said Regulations.

9. The parties to this contract agree to incorporate into this contract the mandatory language of section 5.3 of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the contractor or subcontractor agrees to comply fully with the terms, provisions, and obligations of said section 5.3

10. The Engineer shall execute the Affirmative Action Agreement, Exhibit "A"

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attached hereto, which shall be incorporated herein by reference.

11. The Contractor shall submit a copy of the Certificate of Employee Information Report on Form AA-302 (Initial Employee Information Report) prior to any payments being made under this agreement.

12. The Contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the contractor.

13. Before final payment on the contract is made by the Authority (the contracting agency), the Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contractor or shall attest that no subcontractors were used. A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L. 2001, c. 134 (C. 52:32-44, et al.) or subsection e. or f. of section 92 of P.L. 1977, c. 110 (C. 5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of $25.00 for each day of violation, not to exceed $50,000 for each business registration copy not properly provided under a contract with a contracting agency.

14. For the term of the contract, the Contractor and each of its affiliates and a subcontractor and each of its affiliates [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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WITNESS & ATTEST

SOUTH TOMS RIVER SEWERAGE AUTHORITY

Witness
(Seal)

By
GEORGE RUTZLER, CHAIRMAN

VAN CLEF ENGINEERING ASSOCIATES

Witness

By
JACK R. BERENS, P.E.

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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RESOLUTION NO. 2023 - 107

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING OUR OFFICIAL NEWSPAPER AS THE ASBURY PARK PRESS

WHEREAS, pursuant to N.J.S.A. § 40:53-1, all municipal entities are required to designate an official newspaper for the publication of all advertisements and notices required by law to be published;

WHEREAS, the South Toms River Sewerage Authority has been using the Asbury Park Press as their official newspapers for many years;

WHEREAS, it is the desire of the Commissioners of the Authority to authorize the Asbury Park Press as their official newspapers for all required notices for the year of 2023 through the end of January 2024.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey as follows:

1. That the governing body does hereby authorize the use of the Asbury Park Press as their official newspaper.

2. That this resolution shall become effective immediately.

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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RESOLUTION NO. 2023 - 108

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A CONTRACT TO EDMUNDS & ASSOCIATES

WHEREAS, the South Toms River Sewerage Authority ("Authority") has the need for certain computer software to ensure consistent and accurate billing, as well as safeguarding customer data; and

WHEREAS, the Authority previously retained Edmunds & Associates to provide applications that allow the safe and secure storage of all resident data; and

WHEREAS, it is the desire of the governing body to award a contract to Edmunds & Associates. as is outlined in Schedule "A" for the year 2023;

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey as follows:

1. That the governing body does hereby award a contract for the item outlined in Schedule "A" to Edmunds & Associates;

2. That the Commissioners are hereby authorized to execute a contract with Edmunds & Associates in accordance with the provisions of this resolution.

3. That this resolution shall become effective immediately.

4. That a certified copy of this resolution, together with a copy of the contract between the parties, shall be forwarded to the Auditor and Edmunds & Associates.

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
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RESOLUTION NO. 2023 - 109

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE APPOINTING DURYEA INSURANCE AGENCY AS INSURANCE AGENT FOR THE AUTHORITY

WHEREAS, there exists a need for insurance services for workers' compensation and public official liability coverage for the South Toms River Sewerage Authority, Borough of South Toms River; and

WHEREAS, the Chairman has advised that the maximum amount of the contract to be awarded under this resolution is $16,700; and

WHEREAS, the amount of the contract is below the $17,5000 bid threshold set by the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, and exempt from the requirements of N.J.S.A. 19:44A-20.4, and the Chairman has advised that it was impracticable to solicit competitive quotations for this service; and

WHEREAS, it is the desire of the Commissioners of the South Toms River Sewerage Authority to appoint Duryea Insurance Agency as agent for the Authority for its commercial coverage package, automobile, workers' compensation and public official liability coverage without competitive bids for such service as specified in the Policy memorializing coverage as agreed by and between the Authority and Duryea Insurance Agency; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. That Duryea Insurance Agency is hereby appointed as Insurance Agent for the Authority for its workers' compensation and public official liability coverage for a term of

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one (1) year, commencing on February 1, 2023, and ending on January 31, 2024, as specified in the Policy memorializing coverage as agreed by and between the Authority and Duryea Insurance Agency.

2. That the Commissioners are authorized to execute any documents necessary for coverage by Duryea Insurance Agency.

3. That the contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), with an anticipated value of under $17,500 which is exempt from the requirements of N.J.S.A. 19:44A-20.4.

4. That this resolution shall take effect February 1, 2023.

CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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RESOLUTION NO. 2023 - 110

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A STIPEND FOR JOHN RISK, MAINTENANCE SUPERVISOR OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, FOR THE YEAR 2023 AND AUTHORIZING THE EXECUTION OF AN AGREEMENT

WHEREAS, John Risk currently serves the South Toms River Sewerage Authority in the capacity of Maintenance Supervisor; and

WHEREAS, it is the desire of the governing body to hereby re-establish that a monthly stipend be paid to the Maintenance Supervisor for cell phone usage, said stipend amount to be determined annually by the governing body; and

WHEREAS, it is the desire of the governing body to authorize a stipend in the amount of $65.00 per month for Mr. Risk as Maintenance Supervisor for the year 2023 in accordance with the terms set forth in the Agreement attached hereto as "Schedule A,"; and

WHEREAS, it is the desire of the governing body to authorize the execution of the Agreement attached hereto as "Schedule A"; and

NOW THEREFORE, BE IT RESOLVED, that the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. That the Commissioners do hereby authorize that John Risk be compensated for cell phone usage by stipend in the amount of $50.00 per month for the year 2023.

2. That the Chairman is authorized to execute the Agreement attached hereto as "Schedule A."

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

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3. That a certified copy of this resolution shall be forwarded to the Treasurer and John Risk.

CERTIFICATION

I, **GEORGE RUTZLER,** Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **February 2023.**

GEORGE RUTZLER, Chairman
South Toms River Sewerage Authority

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

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RESOLUTION NO. 2023- 111

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE TOMS RIVER MUNICIPAL UTILITIES AUTHORITY

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et seq., a local unit may enter into agreements for shared services with another local unit to provide or receive any service that the units participating in the agreement are empowered to provide or receive within their own jurisdiction; and

WHEREAS, each local unit authorized to enter into an agreement under the Shared Services and Consolidation Act must do so by the adoption of a resolution; and

WHEREAS, the South Toms River Sewerage Authority (hereinafter "Authority") may desire to use equipment, resources, and expertise that is held by the Toms River Municipal Utilities Authority (hereinafter "Utilities Authority") and vice versa; and

WHEREAS, the Authority and the Utilities Authority recognize that a sharing of said services will result in a cost savings for the taxpayers of South Toms River and the Township of Toms River; and

WHEREAS, it is the desire of the Commissioners of the Authority to authorize the execution of a shared services agreement with the Utilities Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey as follows:

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ATTORNEYS AT LAW

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1. That the governing body does hereby authorize the entering of a shared services agreement between the Authority and the Utilities Authority for potential use of equipment, resources, and services for the remainder of the year 2023 through January 2025. A copy of the shared services agreement between the Authority and the Utilities Authority is outlined in Schedule "A."

2. That the Commissioners are hereby authorized to approve a shared services agreement with the Utilities Authority.

3. That this shared service agreement will result in cost savings and convenience for the Authority and the Utilities Authority.

4. That this resolution shall become effective immediately.

5. That a certified copy of this resolution, together with a copy of the contract between the parties, shall be forwarded to the Auditor and Bernard Rutkowski, Executive Director of the Toms River Municipal Utilities Authority.

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
ATTORNEYS AT LAW

98 East Water Street
Toms River, NJ 08753

o: 732.363.0777
f: 732.905.6555

CERTIFICATION

I, **GEORGE RUTZLER**, Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify the foregoing resolution was duly adopted by the governing body at a regular meeting held on the 8th day of November, 2023.

GEORGE RUTZLER
South Toms River Sewerage Authority

r|m|s|h|c
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RESOLUTION NO. 2023- 112

RESOLUTION OF THE SOUTH TOMS RIVER SEWERAGE AUTHORITY, BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY, THAT RATES WILL STAY THE SAME FOR YEAR 2024

WHEREAS, a majority of municipalities raise the rates of sewer upon their residents each calendar year; and

WHEREAS, the Commissioners examined whether to raise the rates on commercial and residential for the year 2024; and

WHEREAS, a Rate Hearing was held on November 8, 2023 wherein it was determined that the Authority does require a raise in commercial nor residential rates to meet its required budget in 2024;

NOW THEREFORE, BE IT RESOLVED, that the Commissioners of the South Toms River Sewerage Authority, Borough of South Toms River, County of Ocean, State of New Jersey, as follows:

1. That the rates for commercial and residential will remain static for the year 2024.
2. That a certified copy of this resolution shall be forwarded to the Borough Clerk and displayed in the hallway of the offices of the South Toms River Sewerage Authority.

CERTIFICATION

I, **GEORGE RUTZLER**, Chairman of the South Toms River Sewerage Authority, County of Ocean, State of New Jersey, do hereby certify the foregoing resolution was duly adopted by the governing body at a regular meeting held on the **8th** day of **November, 2023**.

George Rutzler, Chairman
South Toms River Sewerage Authority

r|m|s|h|c
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RESOLUTION NO. 2023- 113

Submittal of the 2024 Authority Budget

SOUTH TOMS RIVER SEWERAGE AUTHORITY

WHEREAS, preparation of the 2024 Annual Budget and Capital Budget for the South Toms River Sewerage Authority for the fiscal year beginning January 1, 2024 and ending December 31, 2024 began in September and work to reduce or limit costs has been ongoing; and,

WHEREAS, an extensive review of the South Toms River Sewerage Authority's operations, needs and costs and the review and consideration of possible Capital projects; and,

WHEREAS, following a Public Hearing for the 2024 Budget at the Authority's November 8, 2023 meeting, the Annual Budget and Capital Budget were approved.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the South Toms River Sewerage Authority that these events have delayed approval of the 2024 Annual Budget.

BE IT FURTHER RESOLVED that a copy of this resolution accompanies the Budget as sent to the Director of Local Government Services.

Date: 12/13/23

Marianne Grasso

Marianne Grasso, Secretary

r|m|s|h|c
Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.
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Governing Body Vote

Member	Aye	Nay	Abstain	Absent
George Rutzler, Chairman	X			
Joseph Jubert, Vice Chairman	X			
Marianne Grasso, Secretary	X			
Kayla Rolzhausen, Treasurer				X
Jason Glogolich, Vice Treasurer	X			