

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
SEPTEMBER 17, 2014**

This regularly scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on September 17, 2014, commencing at 9:05 a.m. at the South Jersey Transportation Authority Administration Building, Farley Service Plaza, Atlantic City Expressway, Milepost 21.3 in Elwood, New Jersey 08217.

Present

Chairman Joseph D. Bertoni
Vice Chairman Jeffery A. April, Esq.
Commissioner Peter C. Elco
Commissioner Maurice B. Hill, Jr., DMD (via teleconference)
Commissioner James J. McCullough
Commissioner Joseph Ripa
Frank F. Frankowski, Interim Executive Director
Christopher Howard, Governor's Authorities Unit
Lauren Staiger, Esq., General Counsel
Susan Lubrano, Authority Board Secretary

Absent

Commissioner Joseph W. Devine
Commissioner C. Robert McDevitt
Commissioner Christine A. Roberts, EDA

Statement of Public Notice

The meeting of the Board of Commissioners was opened advising the Commissioners and public that notice of the meeting was duly advertised in the Press of Atlantic City, Camden Courier Post, Newark Star Ledger and with the Secretary of the State of New Jersey of the time, date and place of convening. Notice was posted at the Farley Service Plaza, the Atlantic City International Airport and the Authority's Atlantic City, New Jersey office as prescribed by law.

Roll Call

Commissioner	Present	Absent
Chairman Joseph D. Bertoni	X	
Vice Chairman Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine		X
Commissioner Peter C. Elco	X	
Commissioner Maurice B. Hill, Jr., DMD	X	
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt		X
Commissioner Joseph Ripa	X	
Commissioner Christine A. Roberts		X

Four (4) members of the public attended this meeting.

Approval of the Agenda

Chairman Bertoni called for a motion to approve the September 17, 2014 Agenda. Whereupon, motion was made by Commissioner McCullough and seconded by Vice Chairman April, approving the agenda. Chairman Bertoni asked for questions on the motion. No questions were asked. A unanimous vote was taken adopting and approving the agenda. A copy of the agenda is attached hereto and made a permanent part of these official Authority minutes.

Approval of Meeting Minutes

Chairman Bertoni called for a motion to approve the August 20, 2014 Meeting Minutes. Whereupon, a motion was made by Commissioner Ripa and seconded by Commissioner McCullough, approving the August 20, 2014 minutes. Commissioner Hill abstained from approving the minutes as he did not attend the August 20, 2014 Board Meeting. Chairman Bertoni asked for questions on the motion. No questions were asked. All other Commissioners in attendance voted, approving and adopting the minutes.

Executive Session

Chairman Bertoni asked General Counsel if an Executive Session was needed to which General Counsel responded that an Executive Session would not be needed this morning.

Executive Report

Chairman Bertoni asked for the presentation of the Executive Report. Mr. Frankowski presented the September 17, 2014 Executive Report. A copy of the September 17, 2014 Executive Report is attached hereto and made a permanent part of these official Authority minutes.

Public Response to Agenda Items

Chairman Bertoni then asked the public for comments on any of the agenda items. No comments were made.

Committee Reports

Chairman Bertoni asked Mr. Frankowski to present the Committee Reports. Mr. Frankowski reported that all Committees met on September 3rd. During these meetings Commissioners were briefed on the resolutions being presented this morning as well as Authority financials, toll violations, Rowan's campus-to-campus shuttle service and the FAA Lease Agreement. The Commissioners also were briefed on the Airport Management & Operations RFP, the Television Commercial Production RFP, and the Toll Services RFP. Mr. Frankowski advised that the Commissioners were provided with the schedule of upcoming projects, the EO-8 Report and Airport statistics.

Approval of Bills

Chairman Bertoni asked Mr. Frankowski for the presentation of bills. Mr. Frankowski stated that the bills have been sent to the Commissioners previously for their review and are being recommended for their approval. Chairman Bertoni called for a motion to approve the bill list. Whereupon the motion was made by Vice Chairman April and seconded by Commissioner Ripa, approving said bill list. Chairman Bertoni asked the Commissioners for questions on the motion. There being none, Chairman Bertoni requested that the Secretary call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chairman Joseph D. Bertoni			X				
Vice Chairman Jeffery A. April, Esq.	X		X *				
Commissioner Joseph Devine							X
Commissioner Peter C. Elco			X				
Commissioner Maurice B. Hill, Jr., DMD			X				
Commissioner James J. McCullough			X				
Commissioner C. Robert McDevitt							X
Commissioner Joseph Ripa		X	X				

*Vice Chairman April approved all bills but abstained from voting on the bills from the firm Cooper, Levenson, April, Niedelman & Wagenheim.

Resolutions and Motions:

Chairman Bertoni asked Mr. Frankowski to present the resolutions. Mr. Frankowski advised the Commissioners that he will be presenting a total of five (5) resolutions for their consideration. Mr. Frankowski presented Resolutions 2014-93 through 2014-97. Chairman Bertoni called for a motion to approve Resolutions 2014-93 through 2014-97, the motion as presented, was moved by Commissioner Ripa and seconded by Vice Chairman April, approving said resolutions. Chairman Bertoni asked for questions on the motion. No questions were asked. There being no further comment or discussion, Chairman Bertoni asked the Secretary to call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chairman Joseph D. Bertoni			X				
Vice Chairman Jeffery A. April, Esq.		X	X				
Commissioner Joseph Devine							X
Commissioner Peter C. Elco			X				
Commissioner Maurice B. Hill, Jr., DMD			X				
Commissioner James J. McCullough			X				
Commissioner C. Robert McDevitt							X
Commissioner Joseph Ripa	X		X				

Copies of Resolutions 2014-93 through 2014-97 are attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2014-93 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO THE MARINA ASSOCIATES BILLBOARD LEASE AGREEMENT

Pursuant to Section 7(x) of the Act, the Authority is authorized to enter into any and all agreements or contracts convenient or desirable for the purposes of the Authority. In October 2004, the Authority entered into a lease agreement for a billboard on Authority property with HAC CERP Manager, LLC on behalf of Harrah's Atlantic City Operating Co., LLC d/b/a Harrah's Resort Atlantic City. Language in the agreement, provides Harrah's, at its own option, the right to extend the agreement for two successive five year periods. Harrah's has elected to extend the agreement for the first five year renewal option, through October 2019. The Authority seeks authorization to enter into the First Amendment to the Marina Associates Billboard Lease Agreement in similar form as attached to the resolution entitled Exhibit "A".

RESOLUTION 2014-94 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO R. MAXWELL CONSTRUCTION COMPANY, INC., OF PLEASANTVILLE, NEW JERSEY FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT LANDSIDE IMPROVEMENTS

On July 28th and July 29th, 2014, the Authority publicly advertised for bids for the Atlantic City International Airport Landside Improvements. Major work items included improvements to the landside of the Airport terminal, which consists of the replacement of existing interior ceramic tile, application of paints and new high performance coatings, in addition to providing all surface preparation and repairs as specified, project supervision, signage and safety barricades. As part of the solicitation, the Authority sought bids for a Base Bid, described above as well as an Add Alternate which included providing all labor and material for site furnishings. The selection of the Base Bid, with or without the Add Alternate, was contingent upon available funds. On August 19th 2014, 2 bids were received, opened and tabulated. R. Maxwell Construction Company, Inc. of Pleasantville, New Jersey was determined to be the lowest responsive, responsible bidder in an amount not to exceed \$173,885.00 for both the Base Bid and Add Alternate.

RESOLUTION 2014-95 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO FALASCA MECHANICAL, INC., OF VINELAND, NEW JERSEY FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT TERMINAL HVAC UPGRADES

On July 18th and July 19th, 2014 the Authority publicly advertised for bids for the ACY Terminal HVAC Upgrades. Major work items include but are not limited to the removal and replacement of rooftop units AC-6, AC-7, AC-9 and AC-25, which serve the Airport Terminal area. On August 12th, 2014, 7 bids were received, opened and tabulated. Falasca Mechanical, Inc., of Vineland, New Jersey was determined to be the lowest responsive, responsible bidder in an amount not to exceed \$176,000.00.

RESOLUTION 2014-96 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF AN AIRPORT SHARED USE AGREEMENT WITH THE UNITED STATES OF AMERICA ACTING BY AND THROUGH THE NEW JERSEY AIR NATIONAL GUARD FOR OPERATIONS AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

The Authority has the right under the terms and conditions accepting Airport Improvement Program Grants, and pursuant to 49 U.S.C.A., Section 47107(a) (11) to charge a reasonable share, proportional to use, for the cost of operating and maintaining facilities used by government aircraft at the Airport. The United States of America (USA) is acting on behalf of the New Jersey Air National Guard, who utilizes the Airport, together with other military units that may from time to time utilize the Airport. The Authority and the USA have previously negotiated and entered into successive Airport Joint Use Agreements ("JUA") dated July 1, 1999, October 1, 2004 and October 1, 2008, which provided for joint use of the facilities at the Airport. The agreement is now referred to as a "Shared Use Agreement" so that the agreement is identified as being between a civilian, not military, airport operator and the USA. The Authority and the USA have negotiated a new Airport Shared Use Agreement (SUA), which provides for an additional 10 year term for shared use of the facilities at the Airport. The proposed SUA allows the USA to maintain integral Homeland Security resources at the Airport for immediate response obligations to emergencies that may arise on the East Coast. The Authority and the USA have determined it is in the best interest of both parties to enter into the new Airport Shared Use Agreement in similar form as the agreement attached to the resolution entitled Exhibit "A".

**RESOLUTION 2014-97 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY
AUTHORIZING THE INTERIM EXECUTIVE DIRECTOR TO APPROVE AND EXECUTE
PROJECT PROPOSALS, AWARDS, GRANTS, COOPERATIVE AGREEMENTS AND RELATED
DOCUMENTS FOR NJ TRANSIT ON BEHALF OF THE AUTHORITY WITH RESPECT TO
THE TRANSPORTATION SERVICES DEPARTMENT**

The Federal Transit Administration (FTA) has been delegated authority to award Federal Financial Assistance for transportation projects. NJ Transit serves as the administrator of FTA funding programs such as the Job Access and Reverse Commute or "JARC". The Grants or Cooperative Agreements for Federal Financial Assistance will impose certain obligations upon the NJ Transit, which will, in turn, be imposed upon all subrecipients. SJTA, as a subrecipient, will provide all annual certifications and assurances for the awarded projects to NJ Transit, as required by the FTA's policies governing pass through agreements. This resolution authorizes the Interim Executive Director to approve and execute grant proposals, awards, certifications and assurances, cooperative agreements and other related documents with respect to the Transportation Services Department for the length of the awarded grant or funding issued by the Federal Government, State of New Jersey and the counties or other private sources.

Petitions or Communications, Unfinished Business and New Business

Chairman Bertoni asked if there were any petitions or communications, unfinished or new business. Mr. Frankowski responded that all petitions and communications were either mailed prior to the meeting or are at their place. Mr. Frankowski advised the Chairman that he has no new or unfinished business to discuss.

General Comment

Chairman Bertoni asked for general comments. No comments were made. Prior to adjourning the meeting, Commissioner Elco offered his congratulations to the personnel involved in the recent special events and the striking effort they put into making the events so successful, which, he stated, certainly bodes well for the Authority. He then inquired as to when the 2015 budget will be reviewed with the Commissioners. Mr. Frankowski replied that a briefing is scheduled to take place during the October 1st Finance Committee Meeting, which will be followed by second briefing with Chairman Bertoni and Mr. Howard following the October 15th Board Meeting. Mr. Frankowski indicated that he expects to seek Board approval for the Operating and Capital Budgets at the November 19, 2014 Board Meeting.

Adjournment

There being no further business, Chairman Bertoni called for a motion to adjourn the meeting. Whereupon, the motion was made by Commissioner Ripa and seconded by Vice Chairman April to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:16 a.m.

Submitted by:

Susan Lubrano, Authority Board Secretary

Note: No Executive Session was held during this meeting.