

**SOUTH JERSEY TRANSPORTATION AUTHORITY  
BOARD OF COMMISSIONERS MEETING  
OCTOBER 19, 2016**

This regularly scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on October 19, 2016, commencing at 9:01 a.m. at the South Jersey Transportation Authority Administration Building, Farley Service Plaza, Atlantic City Expressway, Milepost 21.3 in Elwood, New Jersey 08217.

After calling the meeting to order Chairman Hammer stated due to his chairing the meeting via video conference, Vice Chairman April would be signing the approved resolutions on his behalf.

**Present**

Chairman Richard T. Hammer (via video conference)  
Vice Chairman Jeffery A. April, Esq.  
Commissioner James J. McCullough  
Commissioner C. Robert McDevitt (via teleconference)  
Commissioner Joseph Ripa  
Commissioner Donna T. Sullivan \*  
Michael L. Collins, Governor's Authorities Unit  
Stephen F. Dougherty, Executive Director  
Lauren Staiger, Esq., General Counsel  
Susan Lubrano, Authority Board Secretary

**Absent**

Commissioner Maurice B. Hill, Jr., DMD

**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 as to the time, date and place of convening. Notice was also posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City Office and Blackwood Office as prescribed by law.

**Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman Richard T. Hammer	X	
Vice Chairman Jeffery A. April, Esq.	X	
Commissioner Maurice B. Hill, Jr., DMD		X
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Donna T. Sullivan	X*	

\* Commissioner Sullivan joined the meeting at 9:15 a.m. One (1) member of the public attended this meeting.

**Approval of the Agenda**

Chairman Hammer called for a motion to approve the October 19, 2016 agenda. Whereupon, a motion was made by Vice Chairman April and seconded by Commissioner McCullough, approving said agenda. Chairman Hammer 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 Hammer called for a motion to approve the September 21, 2016 meeting minutes. Whereupon, a motion was made by Commissioner Ripa and seconded by Commissioner McCullough approving the September 21, 2016 meeting minutes. Chairman Hammer asked for questions on the motion. No questions were asked. All Commissioners in attendance voted, approving and adopting the minutes.

**Employee Awards**

Chairman Hammer asked Mr. Dougherty if there is an Employee Award this month. Mr. Dougherty responded affirmatively, presenting Ms. Janine Bryant with the October 2016 Quarterly Employee Recognition Award. Following this presentation, Mr. Dougherty presented Mr. Stephen Olsen with the 2016 Winter Equipment Road-E-O Competition Award.

### **Executive Session**

Chairman Hammer asked General Counsel if an Executive Session was needed, to which General Counsel responded affirmatively.

Mr. Dougherty presented Resolution 2016-114 to the Chairman and Commissioners for the exclusion of the public to discuss personnel matters pertaining to Schedule "A" associated with Resolution 2016-107 and a contractual matter. The public was advised that the minutes of this Executive Session would be disclosed to the public in accordance with State Law. Chairman Hammer called for a motion to move into Executive Session.

Whereupon, the motion was made by Commissioner Ripa and seconded by Vice Chairman April approving Resolution 2016-114. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:07 a.m. At this time, the public and staff exited the Board room. A copy of Resolution 2016-114 is attached hereto and made a permanent part of these official Authority minutes.

At the close of Executive Session, Chairman Hammer called for a motion to return to the open portion of the meeting. Whereupon, a motion was made by Commissioner McCullough and seconded by Vice Chairman April. The open portion of the meeting reconvened at 9:20 a.m. Once the public returned to the meeting room, Chairman Hammer introduced Donna Sullivan, of the New Jersey Economic Development Authority and welcomed her to the Board. He advised Commissioner Sullivan had been designated by Melissa Orsen, CEO of NJEDA to serve as her representative. Chairman Hammer then requested the Secretary call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman Richard T. Hammer	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Maurice B. Hill		X
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Donna T. Sullivan	X	

### **Executive Report**

Chairman Hammer asked for the presentation of the Executive Report. Mr. Dougherty presented the October 19, 2016 Executive Report, a copy of which is attached hereto and made a permanent part of these official Authority minutes.

### **Committee Reports**

Chairman Hammer asked Mr. Dougherty to present the Committee Reports. Mr. Dougherty reported all Committees met on October 5<sup>th</sup>, 2016. During these meetings Commissioners were briefed on the resolutions being presented this morning as well as the Bridge No. 20 WB Project, potential developments at the Stockton Aviation Research & Technology Park and new Airport contracts. Commissioners were provided with the schedule of upcoming projects, the EO-8 Report and Airport statistics.

### **Public Response to Agenda Items**

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

### **Approval of Bills**

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

### **Roll Call**

<b>Commissioner</b>	<b>Motion</b>	<b>2<sup>nd</sup></b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Recused</b>	<b>Absent</b>
Chairman Richard T. Hammer			X				
Vice Chairman Jeffery A. April, Esq.		X	X				
Commissioner Maurice B. Hill, Jr., DMD							X
Commissioner James J. McCullough			X				
Commissioner C. Robert McDevitt			X				
Commissioner Joseph Ripa	X		X				

**Resolutions and Motions:**

Chairman Hammer asked Mr. Dougherty to present the resolutions. Mr. Dougherty advised the Chairman and Commissioners he would be presenting a total of seven (7) resolutions for their consideration. Mr. Dougherty presented Resolutions 2016-107 through 2016-113. Chairman Hammer called for a motion to approve said resolutions. The motion as presented, was moved by Commissioner Ripa and seconded by Commissioner McCullough, approving said resolutions. Chairman Hammer asked for questions on the motion. There being no comments or discussion, Chairman Hammer asked the Secretary to call the roll.

**Roll Call**

Commissioner	Motion	2 <sup>nd</sup>	Yea	Nay	Abstain	Recused	Absent
Chairman Hammer			X				
Vice Chairman Jeffery A. April, Esq.			X				
Commissioner Maurice B. Hill, Jr., DMD							X
Commissioner James J. McCullough		X	X				
Commissioner C. Robert McDevitt			X				
Commissioner Joseph Ripa	X		X				

Copies of Resolutions 2016-107 through 2016-113 are attached hereto and made a permanent part of these official Authority minutes.

**RESOLUTION 2016-107 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING CERTAIN PERSONNEL ACTIONS**

Pursuant to the Authority By-Laws, the Personnel Committee shall advise the Board on issues related to organization structure, equal employment opportunity, labor negotiations, employment practices and personnel actions affecting an individual’s employment status or compensation. This resolution seeks Board approval for personnel actions as specified in the “Schedule A” attached to this resolution.

**RESOLUTION 2016-108 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO A LEASE AGREEMENT WITH THE ATLANTIC CITY PROFESSIONAL FIREFIGHTERS UNION, LOCAL 198, FOR THE LEASING OF OFFICE SPACE KNOWN AS SUITE 7, LOCATED AT 17 SOUTH NEW YORK AVENUE, ATLANTIC CITY, NEW JERSEY**

The Authority owns a certain public garage located at 17-29 South New York Avenue in the City of Atlantic City, New Jersey, in which contains certain office space and certain parking spaces. On February 13th and 14th, 2012 and again on May 17th and 18th, 2012, the Authority advertised a Request for Proposals (RFP) for the lease of the commercial office space located at 17 South New York Avenue, in the New York Avenue Parking Garage building, which consists of approximately 1040 and 1088 square feet, and is known as “Suite 1” and “Suite 7” respectively. However, in response to said RFP, no proposals were received. Pursuant to N.J.S.A. 27:25A-8(b)(6), the Authority commenced negotiations with the Atlantic City Professional Firefighters Union, Local 198, who had expressed an interest in continuing its lease with the Authority. The Authority has since entered into subsequent annual lease agreements with the Atlantic City Professional Firefighters Union, Local 198, authorized via Resolutions 2013-06, 2014-111 and 2015-111, of which the most recent is set to expire on or about December 31, 2016. The Atlantic City Professional Firefighters Union has expressed an interest in continuing its lease for an additional one-year period, commencing on or about January 1, 2017. The Authority desires to authorize this lease in 2017, for rental payments of \$425.00. The monthly rental payment in 2016 was \$400.00.

**RESOLUTION 2016-109 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF THE CONTRACT WITH FANEUIL, OF HAMPTON, VIRGINIA TO PROVIDE TOLL SERVICES TO THE AUTHORITY**

Pursuant to Section 8(a) of the Act, the Authority is required to publicly advertise for all contracts and agreements made pursuant to the Act to be awarded by the Authority only after public advertising. On July 1, 2014 and July 2, 2014, the Authority publicly advertised for proposals for Toll Services, which includes Toll Plaza Supervisors, Count Room Supervisors, Toll Attendants, Count Room staff as well as Toll Clerical and Shuttle Driver functions on the Expressway. In response to said advertising on July 30, 2014 two proposals were received. On August 8, 2014, the Consultant Selection Committee (CSC) met to evaluate the proposals and determined that Faneuil, Inc., of Hampton, Virginia, the incumbent Tolls Services provider, offered the best proposal to serve the interests of the Authority. The Authority, via Resolution 2014-117, authorized the award of a contract to Faneuil, Inc., of Hampton, Virginia for a term of two years with a sole one-year renewal option to be exercised at the sole discretion of the Authority. As the initial term is set to expire on or about December 31, 2016, the Authority desires to exercise the sole one-year extension option at an annual amount as identified in Faneuil’s price proposal as well as on the resolution fact sheet.

**RESOLUTION 2016-110 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO A MEMORANDUM OF AGREEMENT WITH THE NEW JERSEY E-ZPASS GROUP AGENCIES**

The Authority desires to enter into a Memorandum of Agreement (“MOA”) by and between the Authority, the New Jersey Turnpike Authority (“NJTA”), the Delaware River Port Authority, the Delaware River and Bay Authority, the Burlington County Bridge Commission, and the Delaware River Joint Toll Bridge Commission, collectively (“the Agencies” or the “New Jersey E-ZPass Group”). The Agencies each own and operate toll roads and/or bridges and other facilities within the State of New Jersey. The Agencies wish to establish a Multi-Agency Group to operate and maintain, through an outside vendor, the New Jersey E-ZPass Customer Service Center (“CSC”) to provide Electronic Toll Collection services to the Agencies, including, but not limited to, those services relating to the establishment and maintenance of customer accounts, the distribution of transponders, and the processing of tolls and violations. The Agencies recognize that a joint and cooperative effort is necessary in order to effectively implement the operation of the New Jersey E-ZPass CSC and have collectively designated the NJTA to be the lead agency for the New Jersey E-ZPass Group. The Agencies are parties to the current contract with Xerox State and Local Solutions, Inc., of Newark, New Jersey (“Xerox”) for the operation and maintenance of the New Jersey E-ZPass CSC which is set to expire on or about January 31, 2017. The Agencies, via a public procurement process, entered into a new agreement, dated October 15, 2015, with Xerox to (i) design, install, implement, operate and maintain a new CSC to serve the State of New Jersey and the motoring public on New Jersey roadways accepting E-ZPass; (ii) migrate E-ZPass customers to the new CSC systems as necessary; (iii) provide support for the New Jersey E-ZPass Electronic Toll Collection System, and (iv) access the New Jersey Motor Vehicle Commission (or MVC) and similar motor vehicle agencies of the other 49 States for purposes of obtaining motor vehicle information necessary in performance of the services. The agencies wish to clarify their rights and responsibilities via this MOA with respect to the terms and conditions of the contract and any future contracts for maintenance and operation of the New Jersey E-ZPass CSC, including, but not limited to, each Agency’s individual rights to the assets of and electronic toll revenue collected by the New Jersey E-ZPass CSC and individual obligation for the expenses and liabilities of the New Jersey E-ZPass CSC. The MOA shall commence on or about October 1, 2016 and shall serve to clarify terms during the current contract, through the transition (“cut-over-date”) and into the new contract as defined and outlined in similar form as Exhibit “A” attached to the resolution.

**RESOLUTION 2016-111 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE FIRST ADDENDUM TO THE SERVICES CONTRACT WITH XEROX STATE AND LOCAL SOLUTIONS, INC., OF NEWARK, NEW JERSEY FOR NEW JERSEY E-ZPASS CUSTOMER SERVICE CENTER, VIOLATION PROCESSING AND FINANCIAL BACK OFFICE SERVICES**

The South Jersey Transportation Authority (“the Authority”), the New Jersey Turnpike Authority, serving as the lead agency, the Delaware River Port Authority, the Delaware River and Bay Authority, the Burlington County Bridge Commission, and the Delaware River Joint Toll Bridge Commission, Collectively “the Agencies” each own and operate toll roads and/or bridges and other facilities within the State of New Jersey. The Agencies are operating from an existing contract with Xerox State & Local Solutions, Inc., of Newark, New Jersey for the operation and maintenance of the New Jersey E-ZPass Customer Service Center (“CSC”). This contract is set to expire on or about February 1, 2017, which is the anticipated “cut over date” for a new agreement to commence. The Agencies, via a public procurement process, entered into a new agreement with Xerox State & Local Solutions, Inc., of Newark, New Jersey to (i) design, install, implement, operate and maintain a new CSC to serve the State of New Jersey and the motoring public on New Jersey roadways accepting E-ZPass; (ii) migrate E-ZPass customers to the new CSC systems as necessary; (iii) provide support for the New Jersey E-ZPass Electronic Toll Collection System, and (iv) access the New Jersey Motor Vehicle Commission (MVC) and similar motor vehicle agencies of the other 49 States for purposes of obtaining motor vehicle information necessary in performance of the services. The term of this agreement is eight (8) years with one (1) two (2) year extension period. The Board of Commissioners authorized this action on behalf of the Authority via Resolution 2015-102. The Agencies have determined the need to clarify the rights and obligations of both the Contractor and the Agencies regarding the invoicing and payment of fees by the Agencies to the Contractor, and the transmittal of revenue to the Agencies by the Contractor. The rights and obligations negotiated shall be in similar form as the First Addendum to the services contract with Xerox State & Local Solutions, Inc., attached to the resolution entitled Exhibit “A.”

**RESOLUTION 2016-112 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO CHEMUNG SUPPLY CORPORATION, OF ELMIRA, NEW YORK FOR THE PURCHASE AND DELIVERY OF GUIDE RAIL PARTS AND SUPPLIES**

Pursuant to Section 8(a) of the Act, the Authority is required to publicly advertise for all contracts and agreements made pursuant to the Act to be awarded by the Authority only after public advertising. On August 29, 2016 and

August 30, 2016, the Authority publicly advertised for bids for the purchase and delivery of Guide Rail Parts and Supplies. In response to said advertising, on September 20, 2016 three bids were received, opened and tabulated to determine if same met all the requirements of the Specifications and Instructions to Bidders. The Authority desires to enter into an agreement with Chemung Supply Corporation, of Elmira, New York, for the purchase and delivery of Guide Rail Parts and Supplies for a term of one year, with an automatic one-year renewal unless the Authority notifies the vendor otherwise in writing 90 days prior to contract expiration. The agreement is an open-ended price agreement with funds being encumbered contingent upon the availability of funds in the applicable budget year.

**RESOLUTION 2016-113 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A SETTLEMENT IN ACCORDANCE WITH THE EARLY TERMINATION OF THE GROUND LEASE AGREEMENT BETWEEN THE CASINO REINVESTMENT DEVELOPMENT AUTHORITY AND THE SOUTH JERSEY TRANSPORTATION AUTHORITY FOR THE OPERATION OF THE FAIRMOUNT AVENUE SURFACE LOT, KNOWN AS LOT 1, BLOCK 389, IN ATLANTIC CITY, NEW JERSEY**

In accordance with N.J.S.A. 27:25A-1 et seq., the Authority is empowered to develop and operate vehicular parking facilities. As such, on January 23, 2004, the Authority and the Casino Reinvestment Development Authority (“CRDA”) entered into a Ground Lease Agreement, approved by Authority Resolution 2005-90, which authorized the Authority to construct and operate a surface parking lot on CRDA property, known as Lot 1, Block 389, on the Atlantic City Tax Map and referred to as the Fairmount Avenue Surface Lot. The term of said agreement was thirty (30) years with the Authority having the option of extending the term for four (4) additional five (5) year periods. On January 11, 2015, the Authority received notice of the CRDA’s intent to terminate the Ground Lease Agreement prior to the end of the initial term, in contemplation of a future development project. Language in the Ground Lease Agreement provided for reimbursement of all the Authority’s “hard” and “soft” costs and expenses related to the construction of all improvements for the parking lot on the property and all of its direct and indirect costs and expenses relating to the operation and maintenance of the Parking Lot less a sum equal to the parking revenue generated from the parking operations on the Parking Lot. Negotiations for the reimbursement of these costs have resulted in a settlement offer made by CRDA to the Authority for its expenses related to the improvements to the parking lot. The Authority seeks authorization from the Board of Commissioners to accept the offer as indicated in the resolution.

**Petitions or Communications, Unfinished Business and New Business**

Chairman Hammer asked if there were any petitions or communications, unfinished or new business. Mr. Dougherty responded all petitions and communications were mailed prior to the meeting or are at the Commissioners’ place. He further stated he has no new business to discuss; however, under unfinished business the Authority recommends the release of the following Executive Session Meeting Minutes: July 20, 2016, August 17, 2016 and September 21, 2016. He stated a portion of the September 21, 2016 minutes have been redacted where the need for confidentiality still exists. Mr. Dougherty further stated in accordance with State law, the Authority, its Commissioners and General Counsel have reviewed the minutes and find them suitable for release. He then recommended the public release of the Executive Session minutes for approval. Chairman Hammer called for a motion to approve the release of the Executive Session Minutes. Whereupon, the motion was moved by Commissioner McCullough and seconded by Vice Chairman April, approving the release of minutes. Chairman Hammer asked the Commissioners for questions on the motion, no questions were asked. A unanimous vote was taken approving the release of the minutes.

**General Comment**

Vice Chairman April asked the public for any general comments. Vice Chairman April commented on a letter received from former Deputy Executive Director Sharon L. Gordon advising the Authority of her retirement and reflecting on her many years of public service as well as the professional contributions by the Board of Commissioners, leadership and employees. Vice Chairman April publicly commended Ms. Gordon’s dedicated service and professional handling of duties over the course of her career. Mr. Dougherty thanked him for his comments, stating that we wish Ms. Gordon well.

**Adjournment**

There being no further business, Chairman Hammer called for a motion to adjourn the meeting. Whereupon, the motion was made by Commissioner McCullough and seconded by Vice Chairman April to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:29 a.m.

Submitted by:

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Susan Lubrano, Authority Board Secretary

**Note: An Executive Session was held during this meeting.**