

**SOUTH JERSEY TRANSPORTATION AUTHORITY  
BOARD OF COMMISSIONERS MEETING  
JUNE 21, 2011**

The scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on June 21, 2011 commencing at 10:00 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 James S. Simpson  
 Commissioner Jeffery A. April, Esq.  
 Commissioner Joseph W. Devine  
 Commissioner Maurice B. Hill  
 Commissioner Timothy J. Lizura  
 Commissioner C. Robert McDevitt  
 Commissioner Joseph Ripa  
 Commissioner Dianne Solomon  
 Bart R. Mueller, Executive Director  
 Brandon Minde, Governors Authorities Unit  
 Jean Cipriani, General Counsel  
 Susan Lubrano, Authority Board Secretary

**Absent**

Commissioner Louis Toscano  
 George R. Gilmore, General Counsel

**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**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman James S. Simpson	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine	X	
Commissioner Maurice B. Hill	X	
Commissioner Timothy J. Lizura	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Dianne Solomon	X	
Commissioner Louis Toscano		X

A total of five (5) members of the public attended this meeting.

**Approval of the Agenda**

Chairman Simpson called for a motion to approve the June 21, 2011 Agenda. Whereupon, motion was moved by Commissioner April and seconded by Commissioner McDevitt, approving the June 21, 2011 agenda. Chairman Simpson 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 Simpson called for a motion to approve the May 17, 2011 Meeting Minutes. Whereupon, a motion was moved by Commissioner McDevitt and seconded by Commissioner Devine, approving the May 17, 2011 minutes. Chairman Simpson asked for questions on the motion. At that time Commissioner Solomon abstained from approval as the May 17<sup>th</sup> meeting date preceding her appointment. A vote was taken adopting and approving the minutes.

### **Employee Awards**

Joel T. Falk, Director of the ITT Department was honored as the June 2011 Employee of the Month. Mr. Falk was the first director to have received this award.

Mr. Mueller called Samuel L. Donelson, Director of Engineering and Operations to the podium to present two additional awards for the well managed and judicious construction of the Express E-ZPass Lanes at Egg Harbor Plaza. Mr. Donelson advised that the Express E-ZPass lanes were built in a super-hyper build type situation. He said that the section of the Egg Harbor Toll Plaza was torn down in March and the new express lanes were constructed and operational by May 20, 2011. He advised that the plaza went from its original state (1963) to fully functioning express lanes within a three month period. He stated that, for the most part, this was accomplished due to the hard work and dedication of two Authority employees, Jeff Sabla, Engineering Manager and Scott Bailey, Tolls Technology Manager. Both were presented with a plaque.

### **Executive Session**

Chairman Simpson asked Mr. Mueller if there was a need for an Executive Session. Mr. Mueller responded affirmatively.

Mr. Mueller then presented Resolution 2011-66 to the Commissioners for the exclusion of the public to discuss pending personnel and contractual matters for their approval. The public was advised that the minutes of this Executive Session will be disclosed to the public as and when required by law. Chairman Simpson called for a motion to move into Executive Session.

Whereupon, motion was moved by Commissioner April and seconded by Commissioner Devine, approving Resolution 2011-66. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 10:06 a.m. A copy of Resolution 2011-66 is attached hereto and made a permanent part of these official Authority minutes. At the close of Executive Session, Chairman Simpson called for a motion to return to the open portion of the meeting.

Whereupon, motion was moved by Commissioner April and seconded by Commissioner Devine. The open portion of the meeting reconvened at 10:31 a.m. Chairman Simpson requested the Secretary call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman James S. Simpson	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine	X	
Commissioner Maurice B. Hill	X	
Commissioner Timothy Lizura	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Dianne Solomon	X	
Commissioner Louis Toscano		X

### **Executive Report**

Chairman Simpson asked for the presentation of the Executive Report. Mr. Mueller presented the June 2011 Executive Report. A copy of the June 2011 Executive Report is attached hereto and made a permanent part of these official Authority minutes.

### **Committee Reports**

Chairman Simpson asked Mr. Mueller to present the Committee Reports. Mr. Mueller reported that all committees met on June 7, 2011. Commissioners were briefed on the resolutions being presented this morning as well as a potential refunding and Expressway detention basins.

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

Chairman Simpson asked the public for comments on any of the agenda items. A member of the public, Ms. Dee Gorczyca, of the IFPTE, stated that she was uncertain of the purpose of Resolution 2011-55;

therefore, she reserved the right to speak about it during the general comment section of the meeting. Mr. Mueller responded that the resolution was for various personnel moves taking place based on retirements within the organization. He stated that the moves contained in the resolution will result in a zero increase in head count and that they are based on seniority and collective bargaining. He stated that as part of this proposal, three full-time toll collectors will be transferred to the Engineering and Operations Department, two into the maintenance division and one to ESP. Chairman Simpson advised Ms. Gorczyca that as a point of order, typically in this section of the meeting we do not respond to public comment, but because we want to remain a transparent Board and make sure the public has input we've done so. He then asked if Mr. Mueller's response was helpful to her. She responded affirmatively.

**Approval of Bills**

Chairman Simpson asked Mr. Mueller for the presentation of bills. Mr. Mueller stated that the bills had been mailed to the Commissioners previously for their review and are being presented for their approval. Chairman Simpson called for a motion to approve the bills. Whereupon, the motion was moved by Commissioner Devine and seconded by Commissioner McDevitt, approving said bills. Chairman Simpson asked the Commissioners for questions on the motion. There being none, Chairman Simpson requested the Secretary call the roll.

**Roll Call**

Commissioner	Motion	2 <sup>nd</sup>	Yea	Nay	Abstain	Recused	Absent
Chairman James S. Simpson			X				
Commissioner Jeffery A. April			X				
Commissioner Joseph Devine	X		X				
Commissioner Maurice B. Hill			X				
Commissioner C. Robert McDevitt		X	X				
Commissioner Joseph Ripa			X				
Commissioner Dianne Solomon			X				
Commissioner Louis Toscano							X

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

**Resolutions and Motions:**

Chairman Simpson asked Mr. Mueller to present the resolutions. Mr. Mueller stated that before presenting the consent agenda, he wanted to bring special attention one resolution, Resolution 2011-57, honoring Kathleen M. Sharman for her countless contributions to the Authority. Mr. Mueller asked the Chairman to present the resolution to Ms. Sharman. Chairman Simpson thanked Ms. Sharman for her service to the State on behalf of Governor Christie and the Board of Commissioners. He stated that Ms. Sharman has done an outstanding job over her tenure with the SJTA and that she exemplifies what true professional public service is. Commissioner Devine also thanked Ms. Sharman for her dedication to the State of New Jersey and the Authority on behalf of the Audit Committee and the Finance Committee. He stated that the Commissioners appreciated her thorough and detailed explanations which helped them to better support the SJTA. Mr. Mueller offered his very best to Ms. Sharman. He spoke of her accomplishments including the financing for the ACBC Connector project, which he stated was perhaps one of the biggest public private partnerships to date in this State. He stated that Ms. Sharman is seen by her colleagues and agencies such as IBTTA, IAG and other sister agencies as being synonymous with SJTA. Mr. Mueller expressed gratitude to Ms. Sharman for her service and said that he along with his executive team will miss her. Ms. Sharman thanked the Chairman, the Commissioners and Mr. Mueller for their words and their confidence in her and her staff for their hard work and support over the years. Chairman asked for a motion to move Resolution 2011-57. Whereupon the motion was moved by Commissioner April and seconded by Commissioner McDevitt, and all present approved Resolution 2011-57. A copy of Resolution is attached hereto and made a permanent part of these official Authority minutes.

**RESOLUTION 2011-57 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY  
RECOGNIZING THE CONTRIBUTIONS BY KATHLEEN M. SHARMAN AS DIRECTOR OF  
FINANCE, CHIEF FINANCIAL OFFICER AND TREASURER OF THE AUTHORITY**

This resolution serves to recognize the commitment and dedication shown by Kathleen M. Sharman during her service to the Authority.

Mr. Mueller then presented Resolution 2011-54 through 2011-56 and Resolution 2011-58 through 2011-65 to the Commissioners for approval. Chairman Simpson called for a motion to approve Resolutions 2011-54 through Resolution 2011-56 and Resolution 2011-58 through 2011-65 whereupon, the motion as presented, was moved by Commissioner McDevitt and seconded by Commissioner Devine, approving said resolutions. Chairman Simpson asked for questions on the motion. Commissioner April requested to comment so that the record reflects that with all of the personnel moves being approved through Resolution 2011-55, no new hires are being advanced, only internal employees being moved up or backfilling position and jobs being consolidated. Commissioner April thanked the Chair, Mr. Mueller, Mr. Dougherty and Mr. Donelson and everyone involved in this staffing solution for an outstanding job.

Commissioner Lizura then recused himself from any discussion relating to Resolution 2011-62 as the EDA is participating in ongoing discussions with Fisherman’s Energy reference potential assistance.

Chairman Simpson then commented on Resolution 2011-56. He noted for the record that on behalf of Governor Christie and the Commissioners, Mark Summerville has done a tremendous job as Vice-Chairman to the SJTA. Since 2004, he has served this agency well, filling in for both he and his predecessors over the past seven years as needed. Mr. Mueller concurred and called Vice-Chairman Summerville a stalwart commissioner. He commended his commitment to the Board and to the employees of the SJTA.

Chairman Simpson requested the Secretary to call the roll.

**Roll Call**

Commissioner	Motion	2 <sup>nd</sup>	Yea	Nay	Abstain	Recused	Absent
Chairman James S. Simpson			X				
Commissioner Jeffery A. April			X				
Commissioner Joseph Devine		X	X				
Commissioner Maurice B. Hill			X				
Commissioner C. Robert McDevitt	X		X				
Commissioner Joseph Ripa			X				
Commissioner Dianne Solomon			X				
Commissioner Louis Toscano							X

A copy of Resolutions 2011-54, 2011-55, 2011-56, 2011-58, 2011-59, 2011-60, 2011-61, 2011-62, 2011-63, 2011-64 and 2011-65 are attached hereto and made a permanent part of these official Authority minutes.

**RESOLUTION 2011-54 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY EXERCISING THE OPTION TO EXTEND THE CONTRACT WITH ATLANTICARE PHYSICIAN GROUP, PA (FORMALLY KNOWN AS ATLANTICARE OCCUPATIONAL MEDICINE) FOR SUCH SERVICES AS PRE-EMPLOYMENT PHYSICALS, CDL TESTING AND HAZMAT TESTING**

Effective August 1, 2009, and via Resolution 2009-80, the South Jersey Transportation Authority and AtlantiCare Physician Group, PA (formally AtlantiCare Occupational Medicine) entered into an agreement for professional services whereby AtlantiCare Physician Group would perform occupational medical testing including, but not limited to, pre-employment physicals, CDL testing, and HazMat testing for the Authority. The terms of this agreement were for a two year period, commencing on August 1, 2009 and expiring on July 31, 2011 with two (2) one (1) year options to renew at the Authority’s discretion. The Authority wishes to exercise the first year option which will extend the contract from August 1, 2011 through July 31, 2012.

**RESOLUTION 2011-55 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 attached “Schedule A”.

**RESOLUTION 2011-56 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY  
RECOGNIZING THE CONTRIBUTIONS BY MARK A. SUMMERVILLE AS VICE-  
CHAIRMAN OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY**

This resolution serves to recognize the commitment and dedication shown by Vice-Chairman Mark A. Summerville during his service to the Authority.

**RESOLUTION 2011-58 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY  
AUTHORIZING THE AUTHORITY TO PARTICIPATE IN A COOPERATIVE MARKETING  
AND PROMOTIONAL CAMPAIGN WITH HOME BOX OFFICE (HBO) FOR THE SECOND  
SEASON KICKOFF OF "BOARDWALK EMPIRE" A CABLE NETWORK SERIES**

To promote Season II of Boardwalk Empire, HBO and SJTA will participate in cooperative marketing and promotional campaign that builds on the visibility of the national broadcast of Boardwalk Empire providing branding benefits to Atlantic City travelers. This promotion will be during the Boardwalk Empire Season II and will highlight the municipal geographic elements featured in the HBO series.

**RESOLUTION 2011-59 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY  
AUTHORIZING THE AWARD OF A CONTRACT TO A.E. STONE, INC. OF EGG HARBOR  
TOWNSHIP, NEW JERSEY FOR THE RESURFACING OF SJTA MAINTENANCE  
FACILITIES AND INTERCHANGE 38 EASTBOUND RAMPS**

On April 13<sup>th</sup> and 14<sup>th</sup>, 2011, the Authority publicly advertised for bids for the resurfacing of SJTA Maintenance Facilities and Interchange 38 Eastbound Ramps. On May 10, 2011 five (5) bids were received, opened and tabulated. A.E. Stone, Inc., of Egg Harbor Township, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$725,608.58. This contract includes: furnishing all labor, equipment, and materials and performing all work required for resurfacing of the SJTA's West, Central and East Maintenance Facilities and the eastbound off-ramp and on-ramp of the Atlantic City Expressway at Interchange 38.

**RESOLUTION 2011-60 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY  
AWARDING A CONTRACT TO TRIUS, INC., OF FARMINGDALE, NEW JERSEY FOR THE  
PURCHASE AND DELIVERY OF THREE (3) 2011 OR CURRENT PRODUCTION YEAR  
DUMP BODIES WITH SIX (6) TO (8) CUBIC YARD ALUMINUM DUMP BODIES, CENTRAL  
HYDRAULIC SYSTEMS, PLOW HITCHES, TAILGATE SPREADERS AND PRE-WET  
SYSTEMS OR EQUAL**

On April 22<sup>nd</sup> and 23<sup>rd</sup>, 2011, the Authority publically advertised for bids for the purchase and delivery of three (3) 2011 or current production year Dump Bodies with six (6) to (8) cubic yard aluminum dump bodies, central hydraulic systems, plow hitches, tailgate spreaders and pre-wet systems or equal. On May 11, 2011, five (5) bids were received, opened and tabulated. Trius, Inc., of Farmingdale, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$145,648.38. These vehicles will be used for general maintenance services and snow removal on the Atlantic City Expressway and Atlantic City Expressway Connector and other roadways the SJTA is tasked with keeping clear during the winter season.

**RESOLUTION 2011-61 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY  
AWARDING A CONTRACT TO RANSOME INTERNATIONAL, LLC, OF SWEDESBORO,  
NEW JERSEY FOR THE PURCHASE AND DELIVERY OF THREE (3) 2011 OR CURRENT  
PRODUCTION YEAR CAB AND CHASSIS OR EQUAL**

On April 22<sup>nd</sup> and 23<sup>rd</sup>, 2011, the Authority publically advertised for bids for the purchase and delivery of three (3) 2011 or current production year cab and chassis or equal. On May 11, 2011, one (1) bid was received, opened and tabulated. Ransome International, LLC., of Swedesboro, New Jersey was deemed the sole responsible bidder in an amount not to exceed \$275,019.00. These vehicles will be used for general maintenance services and snow removal on the Atlantic City Expressway and Atlantic City Expressway Connector and other roadways the SJTA is tasked with keeping clear during the winter season.

**RESOLUTION 2011-62 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A LICENSE TO CROSS TO FISHERMEN'S ENERGY OF NEW JERSEY, LLC. TO INSTALL A NEW ELECTRICAL TRANSMISSION LINE BENEATH TENNESSEE AVENUE, EXTENDED, AND ACROSS ABSECON BOULEVARD (ROUTE 30) IN ATLANTIC CITY, NEW JERSEY WHICH IS WITHIN THE SJTA'S RIGHT-OF-WAY**

This resolution authorizes a License to Cross for the installation of a new electrical transmission line beneath Tennessee Avenue, extended, and across Absecon Boulevard (Route 30) in Atlantic City, New Jersey in order to install wind turbines to operate a nominal 20-MW offshore wind farm. The License to Cross grants Fishermen's Energy of New Jersey, LLC. permission to construct a new electrical transmission line within South Jersey Transportation Authority's right-of-way. The electrical transmission line will be installed via a horizontal directional drill method of construction to avoid major disruption to traffic on Route 30.

**RESOLUTION 2011-63 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING EMERGENCY REPAIRS TO THE ATLANTIC CITY EXPRESSWAY BRIDGE OVER ROUTE 50**

There was significant damage to the Atlantic City Expressway Bridge over Route 50 caused by an accident on Route 50 on May 9, 2011. Two of the beams supporting the bridge were severely damaged and require replacement. Work includes the complete removal and replacement of the two northern beams supporting the bridge over Route 50 southbound as well as the beam bearings, concrete deck and parapet above the two beams. Traffic control was implemented to move traffic completely to the northbound side of Route 50 at the bridge while maintaining the Interchange 17 ramps. Due to safety concerns, it was necessary for the Authority to provide emergency response for these repairs and, as such, South State, Inc. of Bridgeton, New Jersey is providing construction repairs in an amount not to exceed \$773,000.00 and HNTB of Woodbury, New Jersey is providing Inspection Services in an amount not to exceed \$126,600.00. The Authority expects to be reimbursed for all associated costs for the emergency repairs from the Company that damaged the bridge and/or their insurance company.

**RESOLUTION 2011-64 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH MIDWEST CONSTRUCTION INC., OF CHERRY HILL, NEW JERSEY, FOR THE EMERGENCY WATER LATERAL ABANDONMENT AND ROADWAY REPAIR AT MILEPOST 5.0 OF THE ATLANTIC CITY EXPRESSWAY**

Resolution 2011-35 awarded a contract to Midwest Construction, Inc., of Cherry Hill, New Jersey for the Emergency Water Lateral Abandonment and Roadway Repair at Milepost 5.0 of the Atlantic City Expressway. The purpose of this resolution is to authorize Change Order #1, in an amount of \$4,000.00 to this contract for the labor and equipment for additional excavation to locate and pressure grout the water lateral to be abandoned.

**RESOLUTION 2011-65 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN AGREEMENT WITH ACS, A XEROX COMPANY FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES**

Resolution approving an agreement between ACS, a Xerox Company ("ACS) and the Authority for the Authority to provide transportation services for employees of ACS to transport the employees from the PATCO Woodcrest Station in Cherry Hill, N.J. to their workplace located at 101 Woodcrest Road Cherry Hill, N.J and back again. The term is for the period May 1, 2011 through April 30, 2014. The amount to be paid by ACS for this service is forty- two dollars (\$42.00) per hour. The hours of operation of the shuttle are 6:30 a.m. to 12:30 p.m. and 3:30 p.m. to 9:30p.m.Monday through Friday. The Authority previously entered into a similar agreement with ACS and with its predecessor Hewlett Packard for the same service for prior years.

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

Commissioner April asked if there were any petitions or communications, unfinished or new business. Mr. Mueller responded that all previous petitions and communications were either mailed to the Commissioners prior to the meeting or are at their places and there was no unfinished or new business.

### **General Comment**

Chairman Simpson asked for any general comments. Ms. Geraldine Ponzetti, and Ms. Barbara Kennedy, both of the Laureldale section of Mays Landing, requested to publicly comment on a noise issue they have been experiencing since May 20, 2011. Ms. Kennedy advised that the issue is due to rumble strips recently installed just prior the Express E-ZPass lanes at the Egg Harbor Plaza. She stated the rumble strips alerting travelers of the decision point in the road create continuous noise and vibrations and disrupt their everyday lives. She stated that the noise can be heard from inside their homes which make the quality of home life poor and both find it very difficult to spend any time outside in their back yards. Chairman Simpson explained that typically in this portion of the meeting public is permitted to make comments, but that in a departure from the standard, he would like to ask a few questions. He stated that as Chairman and DOT Commissioner, they have his empathy as he has experienced a similar situation years ago where an outside factor impacted his quality of life. He asked how many families are impacted by this issue. Ms. Ponzetti responded approximately five. Commissioner April asked the location of their homes and was advised they reside on the eastbound side of the roadway south of the plaza. Samuel Donelson, Director of Engineering and Operations, advised that their homes sit approximately 1/8 to 1/4 of a mile off the Expressway based on his observation of the map. Chairman Simpson advised Ms. Kennedy and Ms. Ponzetti that SJTA and NJDOT will look into this issue and asked them to leave their contact information with the secretary. Mr. Donelson stated that the rumble strips existed prior to the project. He advised they were repainted with a thermal plastic material that overlay the existing rumble strips, specifically to obtain a ¼ inch thickness which gives the rumble effect. He stated that we have the same rumble strips at Pleasantville but that the difference most likely is that they are new, so they are thicker but that they will beat down after a period of time. He stated that this along with the high speed of traffic is the difference. Chairman asked Mr. Donelson to look into a solution and he then advised Ms. Kennedy and Ms. Ponzetti that SJTA will look at our options and get back to them. He stated that it may take some time by that they should hear something from the Authority within a month. Chairman Simpson thanked them for their comments.

### **Adjournment**

There being no further business, Chairman Simpson called for a motion to adjourn the meeting. Whereupon, the motion was moved by Commissioner Ripa and seconded by Commissioner April to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 11:01 a.m.

Submitted by:

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Susan Lubrano, Authority Board Secretary