

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
DECEMBER 15, 2021**

This Board of Commissioners Monthly Meeting of the South Jersey Transportation Authority was held on December 15, 2021, via teleconference commencing at 9:05 a.m.

After calling the meeting to order Vice Chairman Milam stated as Chair Gutierrez-Scaccetti is unable to participate today, I am chairing the meeting on her behalf.

Present

Deputy Commissioner Joseph Bertoni
Commissioner Bryan J. Bush
Commissioner Maurice B. Hill, Jr., DMD
Commissioner C. Robert McDevitt
Vice Chairman Christopher M. Milam
Commissioner Joseph Ripa
Jeffrey Nielson, Governor’s Authorities Unit
Stephen F. Dougherty, Executive Director
David Zappariello, Chief of Staff
Nicholas Sullivan, Esq., General Counsel
Cynthia Blasberg, Board Secretary
Debra Murphy, Alternate Board Secretary

Absent

Chair Diane Gutierrez-Scaccetti
Commissioner Jeffery A. April, Esq.
Commissioner Christina Fuentes, EDA
Commissioner James J. McCullough

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, the Camden Courier Post, and with the Secretary of the State of New Jersey as to the time and date of convening. Notice has also been posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City and Blackwood Offices as prescribed by law.

Vice Chairman Milam called for a moment of silence for those who have been impacted by the recent tornadoes in the Midwest and Southern States.

Mr. Dougherty congratulated Vice Chairman Milam on his reappointment to the Board. The Board Secretary assisted Vice Chairman Milam in taking his oath of office.

Roll Call

Commissioner	Present	Absent
Chair Diane Gutierrez-Scaccetti		X
Commissioner Jeffery A. April, Esq.		X
Deputy Commissioner Joseph Bertoni	X	
Commissioner Bryan J. Bush	X	
Commissioner Maurice B. Hill, Jr., DMD	X	
Commissioner James J. McCullough		X
Commissioner C. Robert McDevitt	X	
Vice Chairman Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Christina Fuentes		X

* One member of the public called into this meeting.

Approval of the Agenda

Vice Chairman Milam called for a motion to approve the December 15, 2021 agenda. Whereupon a motion was made by Commissioner Bush and seconded by Commissioner Hill approving said agenda. Vice Chairman Milam 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

Vice Chairman Milam called for a motion to approve the November 17, 2021 meeting minutes. Whereupon a motion was made by Commissioner Hill and seconded by Commissioner Bush approving said minutes. No questions were asked. All Commissioners in attendance voted, approving, and adopting the minutes.

Executive Session

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

Mr. Dougherty presented Resolution 2021-150 to the Vice Chairman and Commissioners for the exclusion of the public to discuss a matter specific to the Atlantic City Expressway Visitor's Center, a contractual matter specific to an Air Services Agreement with Spirit Airlines, Inc. and personnel matters pertaining to the Schedule "A," associated with Resolution 2021-140. Whereupon, the motion was made by Commissioner Bush and seconded by Commissioner Hill approving Resolution 2021-149. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:09 a.m.

Vice Chairman Milam asked the call operator to place the public audience on hold while the Board conducts the Executive Session.

At the close of Executive Session, Vice Chairman Milam asked for a motion to return to the open portion of the meeting. Whereupon, a motion was made by Commissioner Bush and seconded by Commissioner Hill. The open portion of the meeting reconvened at 9:59 a.m.

The call operator opened the meeting back up to the public portion of the meeting. Vice Chairman Milam then requested the Secretary call the roll.

Roll Call

Commissioner	Present	Absent
Chair Diane Gutierrez-Scaccetti		X
Commissioner Jeffery A. April, Esq.		X
Deputy Commissioner Joseph Bertoni	X	
Commissioner Bryan J. Bush	X	
Commissioner Maurice B. Hill, Jr., DMD	X	
Commissioner James J. McCullough		X
Commissioner C. Robert McDevitt	X	
Vice Chairman Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Christina Fuentes		X

After roll call, Vice Chairman Milam asked if there is a motion to add a resolution to today's agenda authorizing an Air Services Agreement with Spirit Airlines, Inc. at the Atlantic City International Airport". Whereupon, the motion was made by Commissioner Hill and seconded by Commissioner Ripa authorizing the change to the agenda.

Executive Report

Vice Chairman Milam asked for the presentation of the Executive Report. Mr. Dougherty presented the December 15, 2021 Executive Report: a copy of which is attached hereto and made a permanent part of these official Authority minutes.

Committee Reports

Vice Chairman Milam asked Mr. Dougherty to present the Committee Reports. Mr. Dougherty reported all Committees met on December 1, 2021. During these meetings, briefings were provided on the resolutions being presented this morning. Commissioners were also provided the schedule of upcoming projects, the EO-8 Report and Airport statistics.

Public Response to Agenda Items

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

Approval of Bills

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

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chair Diane Gutierrez-Scaccetti							X
Commissioner Jeffery A. April, Esq.							X
Deputy Commissioner Joseph Bertoni			X				
Commissioner Bryan J. Bush		X	X				
Commissioner Maurice B. Hill, Jr., DMD	X		X				
Commissioner James J. McCullough							X
Commissioner C. Robert McDevitt			X				
Vice Chairman Christopher M. Milam			X				
Commissioner Joseph Ripa			X				

Resolutions and Motions:

Vice Chairman Milam asked Mr. Dougherty to present the resolutions. Mr. Dougherty advised the Commissioners he would be presenting a total of ten (10) resolutions for their consideration. Mr. Dougherty presented Resolutions 2021-140 through 2021-149. Vice Chairman Milam called for a motion to approve said resolutions. The motion as presented, was moved by Commissioner Hill, and seconded by Commissioner McDevitt approving said resolutions. Vice Chairman Milam asked for questions or discussions on the motion. There being none, Vice Chairman Milam asked the Secretary to call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chair Diane Gutierrez-Scaccetti							X
Commissioner Jeffery A. April, Esq.							X
Deputy Commissioner Joseph Bertoni			X				
Commissioner Bryan J. Bush			X				
Commissioner Maurice B. Hill, Jr., DMD	X		X				
Commissioner James J. McCullough							X
Commissioner C. Robert McDevitt		X	X				
Vice Chairman Christopher M. Milam			X				
Commissioner Joseph Ripa			X				

Copies of Resolutions 2021-140 through 2021-149 are attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2021-140 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 2021-141 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE AND EXECUTE DOCUMENTS ON BEHALF OF THE AUTHORITY WITH RESPECT TO THE SOUTH JERSEY TRANSPORTATION PLANNING ORGANIZATION (SJTPO)

As host agency to the SJTPO, the Authority regularly enters into agreements to accept funding on their behalf. This resolution designates the Executive Director to approve, on behalf of the Authority, each Federal Aid Agreement issued, to request reimbursement of eligible costs under each Federal Aid Agreement, to accept reimbursement thereof and execute sub-contracts with sub-regions, consultants or other parties as may be provided for in an approved Federal Aid Agreement for the period of January 1, 2022 through December 31, 2022. The Executive Director's execution of any documents required in connection therewith is conclusive evidence of such authorization and approval.

RESOLUTION 2021-142 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE CHIEF ENGINEER TO EXECUTE PROJECT APPLICATIONS, PERMITS AND GRANTS WITH AGENCIES SUCH AS THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE PINELANDS COMMISSION ON BEHALF OF THE AUTHORITY

The Authority is authorized to enter into any and all agreements or contracts convenient or desirable for the purposes of the Authority. The Authority identifies necessary projects to carry out its purposes under the Act. Many of these projects are led by or overseen by the Chief Engineer of the Authority. In order to pursue these projects, the Authority must complete various permit applications, project applications, grant applications and the like with agencies such as, but not limited to, the New Jersey Department of Environmental Protection, the Pinelands Commission, the New Jersey Department of Transportation, the New Jersey Department of Community Affairs, and the Federal Aviation Administration. The Chief Engineer is responsible for completing these various applications. It is the desire of the Authority to grant the Chief Engineer the authority to execute such applications on behalf of the Authority, provided these applications are part of approved projects (i.e., are identified within an adopted budget or capital project plan) or are at no cost to the Authority or will require future approvals from the Board of Commissioners. The Commissioners of the Authority do hereby authorize the Chief Engineer, during the period of January 1, 2022 through December 31, 2022, to complete and submit permit applications, project applications, grant applications and the like with agencies such as, but not limited to, the New Jersey Department of Environmental Protection, the Pinelands Commission, the New Jersey Department of Transportation, the New Jersey Department of Community Affairs, and the Federal Aviation Administration in connection with the purposes outlined herein and consistent with the Authority's enabling legislation, N.J.S.A. 27:25A-1 et seq.

RESOLUTION 2021-143 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO SOUTH STATE, INC. OF BRIDGETON, NEW JERSEY FOR THE ATLANTIC CITY EXPRESSWAY 2021 TUNNEL IMPROVEMENTS PROJECT REBID

On July 28th and July 29th, 2021 the Authority publicly advertised for Bids for the Atlantic City Expressway 2021 Tunnel Improvements Project, which consists of furnishing all labor, equipment, and materials and performing all work required to perform railing replacements and concrete repairs within the ACBC Tunnel; replacement of the existing tunnel emergency phone system; replacement of tunnel dry fire standpipe valves; replacement of tunnel dry fire standpipe pipe connectors and bolts (Base Bids No. 1 to 3 only), cleanout of the pump house sump pit and Stormceptor chambers; installation of handlamps in the sump pit access hatch openings; and installation of an electric chain hoist and gantry crane in the tunnel pump house. Work also includes providing testing, commissioning, and traffic

control to support these tasks. There are four (4) base bids related to differences in the scope of the tunnel dry fire standpipe connectors replacement are defined in the Instructions to Bidders ITB. On August 17th, 2021 two (2) bids were received, opened and tabulated. However, due to one bid was considered non-responsive and a second bid exceeded the engineering estimate and/or the allocated project budget, the Authority disqualified the bid and began preparations to re-bid the project. On October 27th and October 28th, 2021, the Authority publicly re-advertised bids for the Atlantic City Expressway 2021 Tunnel Improvements Project Re-Bid. On November 16, 2021 three (3) bids were received, opened and tabulated to ensure all met the requirements of the Bid Specifications. Following a review of the bids, the Authority deemed that the Base Bid No. 1, represented the best value for the Authority. South State, Inc. of Bridgeton, New Jersey, was deemed to have submitted the lowest responsive, responsible bid for the desired Base Bid No. 1. The Director of Engineering/Chief Engineer recommends the award of a contract to South State, Inc. of Bridgeton, New Jersey for the Atlantic City Expressway 2021 Tunnel Improvements Project Re-Bid, Base Bid No.1 in an amount not to exceed \$1,183,450.00.

RESOLUTION 2021-144 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE PURCHASE OF AURIGO MASTERWORKS PROJECT MANAGEMENT SOFTWARE AGREEMENT

The Authority will enter into an Aurigo Service Subscription Agreement with Aurigo Software Technologies, Inc for the Aurigo Masterworks Project Management Software System for use by the Authority's Engineering Department for the management of the Authority's Capital Program. The Service Subscription Agreement piggybacks off of a contract and is in large part identical to that approved by the New Jersey Turnpike Authority on April 6, 2021. The agreement is for five (5) years with an initial Onboarding Support (one-time fee) of \$50,000.00 and annual Software Subscription of \$50,000.00, during the term of the Agreement.

RESOLUTION 2021-145 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING 2022 ADVERTISING EXPENDITURES TO PROMOTE THE ATLANTIC CITY INTERNATIONAL AIRPORT

The Authority wishes to promote its Airport, facilities and services through the use of advertising of which funds have been budgeted for this purpose. All advertising shall comply with Authority purchasing regulations with the exception of the need to publicly bid such procurement. The Airport Director believes it is in the best interest of the Authority and recommends entering into general advertising agreements for the Atlantic City International Airport in an amount not to exceed \$850,000.00 to promote the Airport facilities and increase air service.

RESOLUTION 2021-146 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AWARD OF A SOLE SOURCE CONTRACT TO VAISALA INC. OF LOUISVILLE, COLORADO FOR UPGRADES TO THE ATLANTIC CITY EXPRESSWAY WEATHER STATIONS

Pursuant to Section 8 (b), (3) of the Act, the Authority is not required to bid under the circumstances described in Section 5 of Public Law 1954, Chapter 48, N.J.S.A. 52:34-10, one of which circumstances is where the provider of such service is the "sole source" provider. The Authority currently utilizes a Road Weather Information System at various locations along the Atlantic City Expressway supplied by Vaisala Inc. The Director of Operations and Director of Engineering/Chief Engineer have determined that a need exists to upgrade the existing Road Weather Information System. Vaisala Inc. is the manufacturer and the only provider of the equipment and application software, currently deployed at the Authority. Vaisala is also the only manufacturer and provider of equipment and application software being proposed in order to upgrade the existing system to current technological standards. As the parts and components for the Weather Information System must be purchased from Vaisala Inc. as the sole source provider of this proprietary equipment, Vaisala Inc. has provided a quote on October 20, 2021, attached hereto as "Exhibit A" in an amount of \$169,451.00 for said parts, components and installation. The Director of Operations and Director of Engineering/Chief Engineer believe it is in the best interest of the Authority and recommends authorizing the award of a sole source contract to Vaisala Inc. of Louisville, Colorado for the upgrade of the existing Road Weather Information System in an amount not to exceed \$169,451.00.

RESOLUTION 2021-147 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO AN AGREEMENT WITH UNITED PARCEL SERVICE FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES

The Authority and UPS entered into an Agreement, via Resolution 2015-115, for a term of two (2) years, beginning January 1, 2016 through December 31, 2017, with one (1) mutually agreeable one-year renewal option expiring December 31, 2018 and then a three (3) year contract, expiring December 31, 2021. Both the Authority and UPS now desire to enter into a new Agreement. The new agreement would be for a term of three (3) years for the provision of transportation service for UPS employees from the Camden Transportation Center in Camden, New Jersey to the UPS facilities located in Philadelphia, Pennsylvania and the surrounding area as well as additional compensable shuttle services as requested by UPS. The term of the new Agreement shall begin on January 1, 2022 and continue through December 31, 2024. In exchange for the Authority providing transportation services to UPS, UPS shall pay the Authority \$7,500.00 per month and \$50.00 per hour for additional shuttle services as requested by UPS. The Director of Transportation Services believes it to be in the best interest of the Authority and recommends entering into this contract as the Authority has the necessary vehicles and personnel to provide the requested service.

RESOLUTION 2021-148 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING ENTRANCE INTO AN AGREEMENT WITH THE LARC SCHOOL FOR THE PROVISION OF DEMAND RESPONSE TRANSPORTATION SERVICES FOR THEIR ADULT DAY PROGRAM

The Transportation Services Division is currently operating a comprehensive transportation system acquired from the Camden County Improvement Authority. The Larc School is a nonprofit special needs school located in Bellmawr, New Jersey and was created with the sole purpose of providing for the specialized needs of children and adults with disabilities. The Larc School has contacted the Authority to provide demand response transportation services for their adult day program, which includes community outings and field trips. The Authority will charge \$55.00 per vehicle per hour on a portal-to-portal basis, with a minimum of three (3) hours. The term of said agreement shall be one (1) year, commencing on January 1, 2022 through December 31, 2022 with the option of one (1) additional year commencing on January 1, 2023 through December 31, 2023 pending approval from the Authority and the Larc School. The Director of Transportation Services believes it is in the best interest of the Authority to enter into an agreement with the Larc School for the provision of demand response transportation services for their adult program.

RESOLUTION 2021-149 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN AIR SERVICES AGREEMENT WITH SPIRIT AIRLINES, INC. AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

The Authority has an interest in the promotion of air services to and from the Airport. Spirit Airlines, Inc. (“Spirit”) is a certified air carrier conducting scheduled and unscheduled flight operations within the United States and between the United States and foreign locations, including the Airport. The Authority desires to increase access to and from the Airport from and to locations where Spirit operates its air services for the benefit of the Airport and citizens of the South Jersey region. The Authority has obtained a Small Community Air Service Development Program grant (“Grant”) from the United States Department of Transportation for the purpose of funding a revenue guarantee, start-up costs, and associated marketing to recruit, initiate, and support new nonstop, low-fare air services between the Airport and Boston, Massachusetts. Due to the Grant, the Authority has requested Spirit begin operating air services from and to the Airport and Boston Logan International Airport (“Boston Airport”). The Guaranteed Amount for flights to and from the Airport to Boston Airport shall be calculated at \$9,989.00 per flight on a calendar monthly basis and a Minimum Revenue not to exceed \$400,000.00. The parties seek to memorialize this understanding in an Air Services Agreement (“Agreement”) substantially similar to the Agreement attached hereto as Exhibit A. The Airport Director believes it is in the best interest of the Authority and recommends entering into the Agreement with Spirit as contemplated herein.

Petitions or Communications, Unfinished Business and New Business

Vice Chairman Milam 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. There was no new business to discuss.

General Comment

Vice Chairman Milam asked the public for any general comments. Whereas the Operator instructed the public to enter the queue for any public for General Comments. No comments were made.

Adjournment

There being no further business, Vice Chairman Milam announced the next meeting will be held on January 19, 2022, via teleconference at 9:00 a.m. and wished everyone a happy and safe Holiday.

Vice Chairman Milam called for a motion to adjourn the meeting. Whereupon the motion was made by Commissioner McDevitt and seconded by Commissioner Hill to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 10:08 a.m.

Submitted by:

Cynthia Blasberg, Board Secretary

Note: An Executive Session was held during this meeting.