

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
SEPTEMBER 16, 2020**

This Board of Commissioners Annual Reorganization Meeting of the South Jersey Transportation Authority was held on September 16, 2020, via teleconference commencing at 9:04 a.m.

After calling the meeting to order Chair Gutierrez-Scaccetti stated due to her chairing the meeting via teleconference, Vice Chair Milam would be signing the approved resolutions on her behalf.

Present

Chair Diane Gutierrez-Scaccetti
Commissioner Jeffery A. April, Esq.
Commissioner Bryan J. Bush
Commissioner James J. McCullough (dropped off the call after Executive Session)
Commissioner C. Robert McDevitt
Vice Chairman Christopher M. Milam
Commissioner Joseph Ripa
Rudy Rodas, Esq., Governor's Authorities Unit
Stephen F. Dougherty, Executive Director
Robert Damming, Deputy Executive Director
Nicholas Sullivan, Esq. General Counsel
Cynthia Blasberg, Board Secretary
Debra Murphy, Alternate Board Secretary

Absent

Commissioner Maurice B. Hill, Jr., DMD
Commissioner Christina Fuentes, EDA

Statement of Public Notice

Notice of this regularly scheduled meeting of the South Jersey Transportation Authority was advertised in the Press of Atlantic City, the Camden Courier Post, the Newark Star Ledger and with the Secretary of the State of New Jersey as to the time, date of the meetings. Notice was also been posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City and Blackwood Offices as well as the Authority's website. All notices stated these meeting will be held telephonically until further notice.

Chair Diane Gutierrez-Scaccetti asked for a moment of silence for those affected by the coronavirus Pandemic as well as those through the wildfires in California and the hurricane in the southern states .

Roll Call

Commissioner	Present	Absent
Chair Diane Gutierrez-Scaccetti	X	
Commissioner Jeffery A. April, Esq.	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

No members of the public attended this meeting.

Approval of the Agenda

Chair Gutierrez-Scaccetti called for a motion to approve the September 16, 2020 agenda. Whereupon, a motion was made by Commissioner Milam and seconded by Commissioner Bush approving said agenda. Chair Gutierrez-Scaccetti 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

Chair Gutierrez-Scaccetti called for a motion to approve the August 19, 2020 meeting minutes. Whereupon, a motion was made by Commissioner Bush and seconded by Commission McDevitt approving the said minutes. No questions were asked. All Commissioners in attendance voted, approving and adopting the minutes.

Executive Session

Chair Gutierrez-Scaccetti asked General Counsel if an Executive Session was needed, to which General Counsel responded affirmatively.

Mr. Dougherty presented Resolution 2020-122 to the Chair and Commissioners for the exclusion of the public to discuss personnel matters a litigation matter pertaining to Tracy Zisa v. SJTA and a contractual matter related to the Atlantic City Expressway Intercept Lot .

Whereupon, the motion was made by Commissioner Bush and seconded by Vice Chairman Milam approving Resolution 2020-122. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:04 a.m.

Chair Gutierrez-Scaccetti asked the Operator to place the public audience on hold while the Board conducts the executive session.

The Operator addressed the public stating to stand by while the executive session is initiated.

At the close of Executive Session, Chair Gutierrez-Scaccetti called for a motion to return to the open portion of the meeting. Whereupon, a motion was made by Commissioner McCullough and seconded by Commissioner April. The open portion of the meeting reconvened at 9:53 a.m.

Chair Gutierrez-Scaccetti then requested the Secretary call the roll.

Roll Call

Commissioner	Present	Absent
Chair Diane Gutierrez-Scaccetti	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Bryan J. Bush	X	
Commissioner Maurice B. Hill		X
Commissioner James J. McCullough (<i>stated he needs to drop off the line</i>)	X	
Commissioner C. Robert McDevitt	X	
Vice Chairman Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Christina Fuentes		X

Executive Report

Chair Gutierrez-Scaccetti asked for the presentation of the Executive Report. Mr. Dougherty presented the September 16, 2020 Executive Report: a copy of which is attached hereto and made a permanent part of these official Authority minutes. Mr. Dougherty also noted during the Executive Report we are watching closely the legislation being discussed regarding the display of American flags on our bridges and would update the Board on this legislation and we would support ensuring that American flags are properly displayed and cared for .

Committee Reports

Chair Gutierrez-Scaccetti asked Mr. Dougherty to present the Committee Reports. Mr. Dougherty reported all Committees met on September 2, 2020. During these meetings, Commissioners were briefed on the resolutions being presented this morning as well as the status of the Bridge 28 Rehabilitation Project.

Public Response to Agenda Items

Chair Gutierrez-Scaccetti asked the public for comments on any of the agenda items.

The Operator instructed the public if anyone to enter the queue for public comments related to the agenda. No comments were made.

Approval of Bills

Chair Gutierrez-Scaccetti 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. Chair Gutierrez-Scaccetti called for a motion to approve the bill list. Whereupon the motion was made by Vice Chairman Milam and seconded by Commissioner Bush, approving said bill list. Chair Gutierrez-Scaccetti asked the Commissioners for questions on the motion. Being none, Chair Gutierrez-Scaccetti 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				
Commissioner Bryan J. Bush		X	X				
Commissioner Maurice B. Hill, Jr., DMD							X
*Commissioner James J. McCullough							X
Commissioner C. Robert McDevitt			X				
Vice Chairman Christopher M. Milam	X		X				
Commissioner Joseph Ripa			X				

**Commissioner McCullough dropped off the line after roll call for open session*

Resolutions and Motions:

Chair Gutierrez-Scaccetti asked Mr. Dougherty to present the resolutions. Mr. Dougherty advised the Chair and Commissioners he would be presenting a total of seven (7) resolutions for their consideration. Mr. Dougherty presented Resolutions 2020-115 through 2020-121. Chair Gutierrez-Scaccetti called for a motion to approve said resolutions. The motion as presented, was moved by Vice Chair Milam and seconded by Commissioner Bush approving said resolutions.

Roll Call

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

Copies of Resolutions 2020-115 through 2020-121 are attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2020-115 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ISSUANCE OF TRANSPORTATION SYSEM REVENUE BONDS 2020 SERIES AND TRANSPORTATION SYSTEM REFUNDING BONDS 2020 SERIES

The 2020 Series Obligations shall be issued, the proceeds of which: (i) to finance a portion of the Authority's long term capital plan including, implementation of a cashless tolling system; rehabilitation and improvement to pavement, bridges, ramps and lighting; expressway widening, and (ii) to advance refund a portion of certain maturities of the Authority's Transportation System Revenue Bonds, (iii) to make a deposit to the Debt Service Reserve Fund for the 2020 Series Bonds, if necessary, and (iv) to pay costs of issuance of the 2020 Series Obligations, including any premium relating to a Bond Insurance Policy, if deemed appropriate.

RESOLUTION 2020-116 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD A CONTRACT TO KAPSCH TRAFFICOM USA, INC. OF MCLEAN, VIRGINA FOR ATLANTIC CITY EXPRESSWAY (ACE) CONNECTOR TUNNEL COMMUNICATIONS SYSTEM PROJECT

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 March 12th and 13th, 2020 the Authority publicly advertised for Proposals for the Atlantic City Expressway (ACE) Connector Tunnel Communication Systems Project, which consists of complete replacement of the existing Programmable Logic Controller (PLC) with a new upgraded system and the integration of tunnel control systems with the existing Dynac system to make improvements to communication between SCADA and the generator, uninterruptible power supply (UPS, HVAC automation panel, and switchgear. in the Atlantic City Expressway Connector Tunnel within the jurisdiction of the Authority in Atlantic City. On May 5th, 2020, one (1) proposal was received, opened and tabulated, and subsequently rejected due to fatal flaws in the proposal. On May 26th and 27th, 2020 the Authority publicly advertised the project a second time. On June 11th, 2020 one (1) bid was received, opened and tabulated, and subsequently rejected due to fatal flaws in the proposal. Pursuant to Section 8(b)(6) of the Act, the Authority may negotiate a contract without public bid or advertisement when the Authority has advertised for bids on two occasions and received no responsive bids and, at that time, the contract may then be negotiated and awarded to any responsive contractor except that the terms, conditions, restrictions and specifications in the negotiated contract cannot be substantially different than those in the competitive bidding. The Authority negotiated with the sole proposer, Kapsch TrafficCom USA, Inc., the result of which allowed the proposer to submit additional documentation to cure the fatal flaws in their prior proposals without any substantial or material change to the terms, conditions, restrictions, or specifications to the Project. The Chief Engineer recommends entering a contract with Kapsch TrafficCom USA, Inc. of McLean, Virginia, for the Atlantic City Expressway (ACE) Connector Tunnel Communication Systems Project, in an amount not to exceed \$564,797.00.

**RESOLUTION 2020-117 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY
AUTHORIZING THE AWARD OF A CONTRACT TO OCEAN CONSTRUCTION, LLC OF
MARMORA, NEW JERSEY FOR THE ATLANTIC CITY EXPRESSWAY FRANK S.
FARLEY SERVICE PLAZA NATURAL GAS CONVERSION PROJECT**

Pursuant to Section 8(a) of the Act, the Authority is required to publicly advertise for bids before entering contracts for purchases and certain services. On July 27, 2020 and July 28, 2020, the Authority publicly advertised for bids for the Atlantic City Expressway Farley Service Plaza Natural Gas Conversion Project. Major work items with this project include and are not limited to: Provide Natural Gas Service to the existing buildings at the Frank S. Farley Service Plaza at M.P. 21.3 along the Atlantic City Expressway. Convert the existing Roof Top Units (RTU) and Makeup Air Units (MUA) along with the associated piping at the HMS Host Building, replace the boilers and building generator at the Admin Building and replace the Garage Heaters in the State Police Building. As part of the solicitation, the Authority sought three (3) Base Bids as follows: Base Bid 1: Work related to the Farley Administration Building; Base Bid 2: Work related to Farley Administration Building and HMS Host Building and Base Bid 3: Work related to Farley Administration Building, HMS Host Building and State Police Building. The selection of the Base Bid is contingent upon the availability of funds. On August 18, 2020, two (2) bids were received, opened and tabulated. Following a review of the bids, the Authority deemed that the award of Base Bid 1 represented the best value for the Authority. Ocean Construction, LLC of Marmora, New Jersey was deemed the lowest responsive, responsible bidder in an amount not to exceed \$341,000.00 for the desired Base Bid #1. The Authority desires to enter into a contract with Ocean Construction, LLC of Marmora, New Jersey in an amount not to exceed \$341,000.00 for the desired Base Bid #1.

**RESOLUTION 2020-118 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY
AUTHORIZING A PERMIT AGREEMENT WITH PRIMEFLIGHT AVIATION SERVICES
OF SUGAR LAND, TEXAS, FOR THE PROVISION OF AIRCRAFT SERVICES**

Pursuant to Section 7(x) of the Act, the Authority has the power to enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts or things necessary, convenient or desirable for the purposes of the Authority or to carry out any powers expressly given in the Act. It is necessary for airlines occupying the Airport to secure certain services such as: aircraft de-icing, aircraft catering, above wing ground handling and below wing ground handling. Primeflight

Aviation Services of Sugar Land, Texas, wishes to provide such services to Spirit Airlines and therefore requires a permit to provide same. The Authority wishes to grant Primeflight Aviation Services of Sugar Land, Texas a permit to provide aircraft de-icing, aircraft catering, above wing ground handling and below wing ground handling services to Spirit Airlines at the Airport. In exchange for the service permit, the Authority shall receive thirteen (13%) percent of the monthly gross receipts of Primeflight Aviation Services. The Director of the Airport believes it to be in the best interest of the Authority and recommends that Primeflight Aviation Services receive a permit to provide aircraft de-icing, aircraft catering, above wing ground handling and below wing ground handling to Spirit Airlines by the Authority similar to the permit agreement attached hereto as Schedule "A" for a term of three (3) years commencing on October 1, 2020.

RESOLUTION 2020-119 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF A CONTRACT TO ROAD SAFETY SYSTEMS, LLC OF VINCENTOWN, NEW JERSEY 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 July 28, 2020 and July 29, 2020, the Authority publicly advertised for bids for the Purchase and Delivery of Guide Rail Parts and Supplies. In response to said advertising, on August 19, 2020 two (2) 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 Road Safety Systems, LLC of Vincentown, New Jersey, for the Purchase and Delivery of Guide Rail Parts and Supplies for a term of (1) year, with two (2) one-year extensions at the same prices, agreeable by both parties. The agreement is an open-ended price agreement with funds being encumbered contingent upon the availability of funds in the applicable budget year.

RESOLUTION 2020-120 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO A MEMORANDUM OF AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION WILLIAM J. HUGHES TECHNICAL CENTER FOR AN AMELIA EARHART BOULEVARD WELCOME SIGN

The Authority operates and maintains the Atlantic City International Airport terminal and contiguous buildings and lands comprising approximately 83 acres adjacent to the William J. Hughes Technical Center (the "Technical Center"). In furtherance of its mandates, the Authority wishes to improve public accessibility to the Atlantic City International Airport. Amelia Earhart Boulevard serves as the primary access road to both the Atlantic City International Airport and the William J. Hughes Technical Center. The Technical Center and the Airport desire to install a monument style Welcome Sign at the intersection of Tilton Road, Delilah Road, and Amelia Earhart Boulevard (A.K.A. Airport Circle). The Authority seeks approval to enter into a Memorandum of Agreement ("MOA"), with the Technical Center to accept its share of funding for the design and construction of the Welcome Sign as detailed in similar form as the attached MOA entitled "Exhibit A." Entering into this MOA is consistent with the mission of the Authority and the efforts associated with this MOA will have a positive impact on the traveling public. The Chief Engineer believes it is in the best interest of the Authority and the traveling public and recommends entering into a MOA with the Technical Center to accept its share of funding for the design and construction of said project.

RESOLUTION 2020-121 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO C.J. HESSE, INC. OF ATLANTIC HIGHLANDS, NEW JERSEY FOR THE ATLANTIC CITY EXPRESSWAY 2020 FALL RESURFACING PROGRAM

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 3rd and August 4th, 2020, the Authority publicly advertised for bids for the Atlantic City Expressway 2020 Fall Resurfacing Program. As part of this solicitation, the Authority sought three separate Base Bids. Work for this project consists of furnishing all labor, equipment, and materials and performing all work required to resurface various sections of the Atlantic City Expressway including both shoulders and interchange ramps where applicable. The areas to be resurfaced for the three (3) base bids are as follows:

Base Bid 1:

Resurfacing of the Atlantic City Expressway Westbound from MP 3.0 to MP 4.6; Eastbound from MP 2.5

to MP 4.5 including Interchange 2 Eastbound Off Ramp; and, Eastbound from MP 17.0 to MP 21.0 including Interchange 17 Eastbound On and Off Ramps

Base Bid 2:

Resurfacing of the Atlantic City Expressway Westbound from MP 3.0 to MP 4.6; Eastbound from MP 2.8 to MP 4.5; and Eastbound from MP 17.0 to MP 21.0 including Interchange 17 Eastbound On and Off Ramps

Base Bid 3:

Resurfacing of the Atlantic City Expressway Westbound from MP 2.8 to MP 4.7 including Interchange 4 Westbound Off Ramp; Eastbound from MP 2.2 to MP 4.5 including Interchange 2 Eastbound Off Ramp; and Eastbound Atlantic City Expressway from MP 17.0 to MP 21.0 including Interchange 17 Eastbound On and Off Ramps

The Authority's selection of the Base Bid is contingent upon available funds. On August 20, 2020, three (3) bids were received, opened and tabulated. Following a review of the bids, the Authority deemed that the Base Bid No. 1, of which limits are indicated above, represented the best value for the Authority. C.J. Hesse, Inc. of Atlantic Highlands, New Jersey was deemed to have submitted the lowest responsible bid for the desired Base Bid No. 1. The Director of Engineering/Chief Engineer believes it to be in the best interest of the Authority and recommends entering into a contract with C. J. Hesse, Inc. of Atlantic Highlands,, New Jersey, for the Atlantic City Expressway 2020 Fall Resurfacing Program, Base Bid No. 1, in an amount not to exceed \$5,930,030.00.

Commissioner April noted he submitted a form of resolution regarding the display of American Flags on the Roadway requesting it be added to today's agenda. Chair Gutierrez-Scaccetti advised the request was received last night and needed time for the Board and staff to review.

Petitions or Communications, Unfinished Business and New Business

Chair Gutierrez-Scaccetti 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. He has no new business to discuss this morning.

General Comment

Chair Gutierrez-Scaccetti 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

Chair Gutierrez-Scaccetti announced the next meeting will be held on October 21, 2020 via teleconference at 9:00 a.m.

There being no further business, Chair Gutierrez-Scaccetti called for a motion to adjourn the meeting. Whereupon, the motion was made by Commissioner Bush and seconded by Vice Chairman Milam to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 10:04 a.m.

Submitted by:

Cynthia A. Blasberg, Board Secretary

Note: An Executive Session was held during this meeting.