

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
MAY 20, 2020**

This regularly scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on May 20, 2020 via teleconference, commencing at 9:01 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 Maurice B. Hill, Jr., DMD
 Commissioner James J. McCullough
 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 Damminger, Deputy Executive Director
 Nicholas Sullivan, Esq. General Counsel
 Cynthia Blasberg, Board Secretary
 Debra Murphy, Alternate Board Secretary

Absent

Commissioner Christina Fuentes, EDA

Statement of Public Notice

Notice of this regularly scheduled meeting of the South Jersey Transportation Authority was originally 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 and place of convening. Notice was also been posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City and Blackwood Offices. A public notice was posted on the Authority’s website notifying the public that this meeting is being remotely held due to the COVID-19 Pandemic.

Chair Gutierrez-Scaccetti called for a moment of silence to for all those who have been impacted by the Coronavirus pandemic.

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

Fifty (50) members of the public called into this meeting.

Approval of the Agenda

Chair Gutierrez-Scaccetti called for a motion to approve the May 20, 2020 agenda. Whereupon, a motion was made by Vice Chairman 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 April 15, 2020 meeting minutes. Whereupon, a motion was made by Commissioner Bush and seconded by Commissioner April approving the said minutes. Chair Gutierrez-Scaccetti asked for questions on the motion. 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 there is not.

Executive Report

Chair Gutierrez-Scaccetti asked for the presentation of the Executive Report. Mr. Dougherty presented the May 2020 Executive Report: a copy of which is attached hereto and made a permanent part of these official Authority minutes.

Committee Reports

Chair Gutierrez-Scaccetti asked Mr. Dougherty to present the Committee Reports. Mr. Dougherty reported all Committees met on May 6, 2020. During these meetings, Commissioners were briefed on the resolutions being presented this morning as well as a Financial update related to COVID-19, the OHM Concession Group/Hudson Agreement and Winter Storm Jonas. Commissioners were provided with the schedule of upcoming projects, the EO-8 Report and Airport statistics.

Public Response to Agenda Items

Chair Gutierrez-Scaccetti asked the public for comments on any of the agenda items. 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 Commissioner Hill 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	2 nd	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		X				
Commissioner James J. McCullough			X				
Commissioner C. Robert McDevitt			X				
Vice Chairman Christopher M. Milam			X				
Commissioner Joseph Ripa			X				

* Commissioner April approved all bills; however, abstained from voting on the bills from the firm Cooper Levenson

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 nineteen (19) resolutions for their consideration. Mr. Dougherty presented Resolutions 2020-40 through 2020-58.

Chair Gutierrez-Scaccetti called for a motion to approve the resolutions. The motion as presented, was moved by Commissioner Bush and seconded by Commissioner McDevitt, approving said resolutions.

Chair Gutierrez-Scaccetti asked if there is any discussion on any of the items on the agenda.

Commissioner Hill stated he had a question regarding Resolution 2020-49. He stated it's his belief the Governor has opened all construction and this resolution seems to refer to only to essential construction.

Chair Gutierrez-Scaccetti responded this is our policy for protecting us during essential construction and is not averse to the Executive Order. All construction has reopened. This is our policy on the Atlantic City Expressway, the Atlantic City International Airport and other SJTA Authority facilities for how we will handle essential construction because there are specific criteria in there for social distancing and other items.

Roll Call

Commissioner	Motion	2 nd	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	X				
Vice Chairman Christopher M. Milam			X				
Commissioner Joseph Ripa			X				

RESOLUTION 2020-40 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE APPOINTMENT OF PHOENIX ADVISORS, LLC, OF BORDENTOWN, NEW JERSEY TO PROVIDE FINANCIAL ADVISORY SERVICES TO THE AUTHORITY

The purpose of this resolution is to appoint a Financial Advisor in connection with potential future refinancing of existing obligations and/or the potential issuance of one or more series of bonds, notes or other obligations of the Authority and provide assistance in developing financial strategies and other technical advice in connection with the Authority's debt obligations. The Authority advertised an RFP for Financial Advisory Services on March 25th and March 26th, 2020. Four proposals were received on April 16, 2020. The CSC met on May 6th, 2020 to evaluate and rank the received proposals and determined that Phoenix Advisors, LLC of Bordentown, New Jersey was the highest ranked proposer to provide Financial Advisory Services for the Authority. The term of this appointment shall be two years with two (2) mutually agreeable one-year renewal options.

RESOLUTION 2020-41 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE APPOINTMENT OF CHIESA SHAHINIAN AND GIANTOMASI, P.C., OF WEST ORANGE, NEW JERSEY TO PROVIDE GENERAL BOND COUNSEL SERVICES AND DECOTIIS, FITZPATRICK, COLE & GIBLIN OF TEANECK, NEW JERSEY TO PROVIDE CONFLICT BOND COUNSEL SERVICES FOR THE AUTHORITY

The purpose of this resolution is to appoint a general bond counsel service provider and a conflict bond counsel service provider in connection with potential future refinancing of existing obligations and/or the potential issuance of one or more series of bonds, notes or other obligations of the Authority, as well as to provide legal advice on all matters relating to the Authority's debt. The Authority advertised an RFP for Bond Counsel Services and Conflict Bond Counsel Services on March 25, and 26, 2020. On April 16, 2020, the Authority received five proposals. The CSC met on May 6th, 2020 to evaluate and rank the received proposals and determined that Chiesa Shahinian & Giantomasi, of West Orange, New Jersey was the highest ranked proposer to provide General Bond Counsel Services and DeCotiis, FitzPatrick Cole & Giblin, LLP of Teaneck, New Jersey was the highest ranked proposer to provide Conflict Bond Counsel Services for the Authority. The term of these appointments shall be two years with two mutually agreeable one-year renewal options.

RESOLUTION 2020-42 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF THE CONTRACT WITH ATLANTICARE PHYSICIAN

GROUP, PA., OF EGG HARBOR TOWNSHIP, NEW JERSEY TO PROVIDE PRE-EMPLOYMENT PHYSICALS, CDL TESTING AND HAZMAT TESTING

The Authority sought a qualified healthcare provider to perform occupational medical testing including, but not limited to Pre-Employment physicals, CDL testing and HazMat testing for SJTA employees including Firefighters. On March 8th and March 9th, 2017, the Authority advertised a Request for Proposals for this service. In response to said advertising, on April 5, 2017, one (1) Proposal was received. AtlantiCare Physician Group, PA., of Egg Harbor Township, New Jersey was deemed to have submitted the sole responsive, responsible proposal and was awarded a contract via Resolution 2017-31. The term of this contract was for a period of two years with two one-year renewal options at the sole discretion of the Authority. The Authority via Resolution 2019-32 exercised its first one (1) year option to renew the Agreement for the period of August 1, 2019 through July 31, 2020. The Authority now desires to exercise its second and final one (1) year option to renew the Agreement for the period beginning August 1, 2020 through July 31, 2021.

RESOLUTION 2020-43 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A TEMPORARY REDUCTION OF HOURS OF OPERATION OF ASSIGNEE, 7-ELEVEN, INC. EAST OF THE PLEASANTVILLE TOLL PLAZA DUE TO THE COVID-19 PANDEMIC.

By certain lease agreement dated December 22, 1998, as amended between the Authority and Sunoco, Inc. (R&M) (“Sunoco”) (“Lease”), the Authority leased to Sunoco a parcel of real property east of the Pleasantville Toll Plaza on the Atlantic City Expressway for the construction and operation of a service station and convenience store as described in Exhibit A of the Lease. Section 9(C) of the Lease requires Assignee to operate the Leased Premises twenty-four (24) hours a day each day. Section 9 (C) of the Lease permits a modification of the hours of operation upon agreement between the parties. By Assignment and Assumption of Real Property Lease Agreements dated January 23, 2017 (“Assignment”), Sunoco assigned the Lease to 7-Eleven, Inc. subject to the terms and conditions of the Assignment. Pursuant to Section 28 (D) of the Lease and Provision #1 of the Assignment, Sunoco remains liable to the Authority for all obligations of 7-Eleven, Inc. under the Lease. By Consent to Assignment dated August 17, 2020 the Authority consented to the Assignment from Sunoco, Inc. to 7-Eleven, Inc. On March 21, 2020 Governor Murphy signed Executive Order No. 107 ordering the closure of all non-essential retail business which included a ban on all recreational and entertainment businesses. As a result of Executive Order No.107 the casinos in Atlantic City, New Jersey which generate traffic to and from the Leased Premises were closed and as a result a significant reduction in travel has occurred affecting the quantity of business conducted on the Leased Premises. 7-Eleven, Inc. has requested from the Authority a temporary reduction of operating hours from twenty-four (24) hours every day to the hours of 6a.m. to 8p.m. daily (“Reduction Hours”) until such time as relief is issued by the Governor of New Jersey from Executive Order No. 107 or upon notification by Landlord to return to the Lease operating hours. The Authority wishes to authorize the attached Temporary Consent of Landlord for Reduction of Hours Due to Covid-19 Pandemic

RESOLUTION 2020-44 AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE AMENDMENTS TO THE OUTDOOR ADVERTISING BILLBOARD TENANT LEASE AND MANAGEMENT AGREEMENTS AS A RESULT OF THE COVID-19 PANDEMIC

On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency exist in the State of New Jersey. On March 16, 2020, Governor Murphy signed Executive Order No. 104 and on March 20, 2020 signed Executive Orders 107 and 108 each placing further restrictions on commerce, travel, public gatherings and other preventive measures to slow the spread of COVID-19 in New Jersey. As a result of the Public Health Emergency and the Executive Orders, the Atlantic City Expressway has experienced a significant reduction in vehicular traffic. A primary factor in determining the achievable rental value of outdoor advertising billboards is traffic volume. Clear Channel Outdoor, Inc, Garden State Outdoor.LLC, (including Camden Outdoor), Interstate Outdoor Advertising L.P., Outfront Media and Shore Sign Service, Inc. (collectively “Tenants”) have requested various forms of relief due to their alleged reduction in sales, lease payment reduction requests or invocation of force majeure clauses by Tenants’ advertisers. Given the COVID-19 virus, the Public Health Emergency and the

State of Emergency, the Authority finds that negotiating and entering into amendments to the Tenant Lease and Management Agreements (“Agreements”) with Tenants would be beneficial to the Authority.

RESOLUTION 2020-45 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF AN AGREEMENT WITH PC NETWORK, INC., OF PHILADELPHIA, PA AND PRO COMPUTER SERVICES, OF MOORESTOWN, NEW JERSEY FOR INFORMATION TECHNOLOGY SYSTEMS & NETWORK SUPPORT SERVICES

Pursuant to Resolution 2016-129, the Authority entered into an agreement with both PC Network, Inc., of Philadelphia, Pennsylvania and Pro Computer Services, of Moorestown, New Jersey for Information Technology Systems & Network Support Services for a term of three (3) years with two (2) one-year options to renew. This resolution authorizes the Authority to exercise the first one (1) year renewal option with both PC Network, Inc., and Pro Computer Services for said service. The extension of said contracts will be subject to the same terms and conditions as the original agreement and in accordance with the fee schedules set forth in each respective proposal, on an as needed task order basis with no minimum amount of guarantee of any work.

RESOLUTION 2020-46 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A LICENSE TO CROSS TO THE SOUTH JERSEY GAS COMPANY TO CONSTRUCT A NEW NATURAL GAS DISTRIBUTION LINE ALONG AND ACROSS PORTIONS OF STATE ROUTE 87 (BRIGANTINE BOULEVARD)

South Jersey Gas provides natural gas utility service to residents and businesses in the region and has requested approval to construct their “Brigantine Bridge Redundancy Project” which includes the installation of a new 12-inch diameter natural gas piping under State Route 87, Brigantine Boulevard, from milepost 0.75 to 1.08 in the City of Atlantic City and from milepost 1.47 to 1.70 in the City of Brigantine. The project will add a redundant gas distribution main into the City of Brigantine where currently there is only one natural gas transmission main onto the island. The Licenses to Cross grants South Jersey Gas permission to construct a new 12-inch natural gas main across the Authority’s jurisdictional right-of-way on State Route 87. South Jersey Gas has paid a \$900.00 application fee for the license to cross application which is non-refundable and will also cover all other costs as outlined in the License to Cross agreement including but not limited to inspection costs and state police costs.

RESOLUTION 2020-47 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO A MILITARY CONSTRUCTION COOPERATIVE AGREEMENT WITH THE NATIONAL GUARD BUREAU FOR THE REPLACEMENT OF AIRCRAFT ARRESTING SYSTEM TUBES

The Authority operates and maintains the Atlantic City International Airport (“Airport”) terminal and contiguous buildings and lands comprising approximately 83 acres adjacent to the William J. Hughes Technical Center and the New Jersey Air National Guard. The Authority is moving forward with plans to Rehabilitate Runway 13-31. As part of the planning efforts, the Authority engaged the National Guard Bureau in discussions regarding the Aircraft Arresting Systems on the runway. The National Guard advised that they desire to replace the system and all parties agreed that the most efficient means to do so would be for the Authority to design and construct the improvements as part of the Runway 13-31 project and for the National Guard to reimburse the Authority for the design and construction costs associated with the work. The Military Construction Cooperative Agreement is the basis for that reimbursement. In order to ensure the public safety of the Northeast region under the mission of the National Guard as well as continued operation of the Airport, entering in this Agreement is recommended by the Chief Engineer.

RESOLUTION 2020-48 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A LICENSE AGREEMENT WITH EVGO SERVICES, LLC OF LOS ANGELES, CALIFORNIA ALLOWING THE INSTALLATION AND OPERATION OF DC FAST CHARGE ELECTRIC VEHICLE CHARGING STATIONS ON THE ATLANTIC CITY EXPRESSWAY AND ATLANTIC CITY INTERNATIONAL AIRPORT

The Authority will enter into a License Agreement with EVgo Services, LLC allowing EVgo to install up to four (4) DC fast charge electric vehicle charging stations at the Frank S. Farley Service Plaza and the Intercept Lot on the Atlantic City Expressway, and at the Atlantic City International Airport. EVgo Services, LLC will be allowed to charge fees to their customers. The Authority will not incur any costs

under the agreement. The term of the agreement will be for an initial term of seven (7) years with a three (3) year renewal term option. EVgo Services, LLC will pay the Authority \$100 per station/stall per month.

RESOLUTION 2020-49 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY CONFIRMING AND ADOPTING COVID-19 POLICIES AND PROCEDURES FOR ESSENTIAL CONSTRUCTION PROJECTS – EXECUTIVE ORDER 122 COMPLIANCE

On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency in the State of New Jersey. On March 16, 2020, Governor Murphy signed Executive Order No. 104, to establish statewide social mitigation strategies for combatting the spread of COVID-19. On April 8, 2020, New Jersey Governor Philip Murphy, signed Executive Order No. 122 (“the Order”), declaring businesses are permitted to continue performing “essential construction projects” provided they immediately implement a number of polices to protect all workers at, and visitors to, the construction site. The Order designates projects undertaken by the Authority as Essential Construction Projects. Transportation projects including roads, bridges and mass transit facilities or physical infrastructure, including work done at airports or seaports are included in the Order’s definition of Essential Construction Projects. Pursuant to the Order, the Authority wishes to confirm and adopt COVID-19 Policies and Procedures for Essential Construction Projects to provide guidance for compliance with the requirements as outlined in the Order, Parts 3 and 4.

RESOLUTION 2020-50 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF CONTRACTS TO MASER CONSULTING, P.A. OF HAMILTON, NEW JERSEY, PS&S, LLC. OF CHERRY HILL, NEW JERSEY, REMINGTON & VERNICK ENGINEERS OF HADDONFIELD, NEW JERSEY, STV, INC. OF LAWRENCEVILLE, NEW JERSEY AND WSP USA, INC., OF LAWRENCEVILLE, NEW JERSEY TO PROVIDE GENERAL ENGINEERING CONSULTANT-ATLANTIC CITY EXPRESSWAY- SERVICES TO THE AUTHORITY

The Authority publicly advertised a Request for Proposals on March 25th and March 26th, 2020 for General Engineering Consultant-Atlantic City Expressway, to the Authority (the “Engineering Consultants”). On April 21st, 2020, the Authority received fourteen (14) proposals for General Engineering Consultant-Atlantic City Expressway. The Consultant Selection Committee (CSC) met on May 6th, 2020 to review and rank the proposals and ensure all met the specifications and requirements of the Request for Proposals. Based on the Consultant Selection Committee’s review and ranking of the proposals, Maser Consulting, P.A. of Hamilton, New Jersey, PS&S, LLC. of Cherry Hill, New Jersey, Remington & Vernick Engineers, of Haddonfield, New Jersey, STV, Inc. of Lawrenceville, New Jersey, and WSP USA, Inc., of Lawrenceville, New Jersey are being recommended to serve as General Engineering Consultants to the Authority for a term of two (2) years. The contracts are limited to a maximum dollar threshold of \$3,000,000 per year, with individual task orders capped at \$750,000 for Final Design/Construction Engineering Services, Construction Inspection Services and Right-of-way Services per project and no more than \$500,000 can be expended on each phase involving Concept Development/Preliminary Engineering of the project.

RESOLUTION 2020-51 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF CONTRACTS TO MICHAEL BAKER INTERNATIONAL, INC., OF HAMILTON, NEW JERSEY; AECOM TECHNICAL SERVICES, INC., OF PISCATAWAY, NEW JERSEY; T&M ASSOCIATES OF MIDDLETOWN, NEW JERSEY AND DY CONSULTANTS, OF GARDEN CITY, NEW YORK TO PROVIDE AIRPORT ENGINEERING CONSULTANT SERVICES TO THE AUTHORITY

The Authority publicly advertised for Requests for Proposals on March 25th and March 26th, 2020 for Airport Engineering Consultants to the Authority (the “Airport Engineering Consultants”), On April 21st, 2020 the Authority received eight (8) proposals for Airport Engineering Consultants. The Consultant Selection Committee met on May 6th, 2020 to discuss the proposals, and based on the results of the Consultant Selection Committee’s evaluation Michael Baker International, Inc., of Hamilton, New Jersey; AECOM Technical Services, Inc. of Piscataway, New Jersey; T&M Associates, of Middletown, New Jersey and DY Consultants, of Garden City, New York were recommended to serve as Airport Engineering Consultants to the Authority. The term of said contracts shall be two (2) years. The contracts are limited to a maximum dollar threshold of \$3,000,000 per year, with individual task orders capped at \$750,000 for Final

Design/Construction Engineering Services, Construction Inspection Services and Right-of-way Services per project and no more than \$500,000 can be expended on each phase involving Concept Development/Preliminary Engineering of the project.

RESOLUTION 2020-52 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF CONTRACTS TO CDM SMITH, INC., OF NEW HAVEN, CONNECTICUT AND STANTEC CONSULTING SERVICES, INC., OF WALL TOWNSHIP, NEW JERSEY TO PROVIDE TRAFFIC ENGINEERING CONSULTANT SERVICES TO THE AUTHORITY

The Authority publicly advertised a Request for Proposals on March 25th and March 26th, 2020 for Traffic Engineering Consultants for the Authority. On April 21st, 2020, two (2) proposals for Traffic Engineering Consultant were received. The Consultant Selection Committee met on May 6th, 2020 to discuss the proposals and based on the results of the Consultant Selection Committee, CDM Smith, Inc., of New Haven, Connecticut and Stantec Consulting Services, Inc., of Wall Township, New Jersey were recommended to provide Traffic Engineering Consultant services to the Authority. The term of the Traffic Engineering Consultants contract shall be two (2) years. The contracts are limited to a maximum dollar threshold of \$3,000,000 per year, with individual task orders capped at \$750,000 for Final Design/Construction Engineering Services, Construction Inspection Services and Right-of-way Services per project and no more than \$500,000 can be expended on each phase involving Concept Development/Preliminary Engineering of the project.

RESOLUTION 2020-53 AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE AIRPORT MANAGEMENT/OPERATION & AIRFIELD LIGHTING SYSTEMS MAINTENANCE SERVICES AGREEMENT WITH TBI AIRPORT MANAGEMENT, INCORPORATED AS A RESULT OF THE COVID-19 PANDEMIC

The Authority entered into an Airport Management/Operation and Airfield Lighting Systems Maintenance Services Agreement on September 29, 2016, effective October 1, 2016, with TBI Airport Management, Inc. (“TBI AM”) (the “Agreement”) to provide the Atlantic City International Airport with management, operation and airfield lighting systems maintenance services. Due to the outbreak of the coronavirus (COVID-19), and recommendations by the federal government, travel has been restricted in the United States. On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency exist in the State of New Jersey. On March 20, 2020, Governor Murphy signed Executive Orders 107 and 108, placing further restrictions on commerce, travel, public gatherings and other preventive measures to slow the spread of COVID-19 in New Jersey, in which the Executive Orders took effect as of March 21, 2020 at 9:00pm and is intended to remain in effect until revoked. As a result of the Public Health Emergency and the resulting reductions in air traffic at the Airport, the Authority has requested a reduction in fees due to TBI AM and TBI AM has accepted the proposed reductions. Given the COVID-19 virus, the Public Health Emergency and the State of Emergency, the Authority finds that entering into an amendment with TBI AM would be beneficial to the Authority.

RESOLUTION 2020-54 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN AMENDMENT TO THE AGREEMENT TO ENTER INTO A LEASE WITH JB AIR, LLC (CONFIRMING)

Pursuant to Resolution 2017-113 the Authority approved the proposed project of JB Air, LLC (“JB Air”), (formerly “JBA” Air, LLC), a limited liability company of the State of New Jersey for the development of temporary and long term hangar and aircraft fueling facilities and associated support facilities on property owned by the Authority at the Airport that is developable property (the “Project”). Pursuant to Resolution 2019-120 the Authority authorized the execution of an agreement to enter into a lease and a ground lease with JB, Air for the project. Due to the outbreak of the coronavirus (COVID-19), and recommendations by the federal government, travel has been restricted in the United States. On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency exist in the State of New Jersey. On March 20, 2020, Governor Murphy signed Executive Orders 107 and 108, placing further restrictions on commerce, travel, public gatherings and other preventive measures to slow the spread of COVID-19 in New Jersey, in which the Executive Orders took effect as of March 21, 2020 at 9:00pm

and is intended to remain in effect until revoked. The Agreement with JB Air, dated January 14, 2020 ("Original Agreement"), provided JB Air with a one hundred and twenty (120) day due diligence period ("Due Diligence Period") to determine whether JB Air will proceed with its project under the Original Agreement and execute the Lease per the Original Agreement. The Due Diligence Period will expire on May 13, 2020. JB Air has been unable to complete its due diligence activities due to disruptions caused by the novel coronavirus (COVID-19). JB Air has requested a four (4) month extension of its Due Diligence Period and SJTA has agreed to such extension which shall expire on September 13, 2020. Given the COVID-19 virus, the Public Health Emergency and the State of Emergency, the Authority finds that entering into an amendment with JB Air would be beneficial to the Authority.

RESOLUTION 2020-55 AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER AND EXECUTE THE CARES ACT GRANT OFFER FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION AND FEDERAL AVIATION ADMINISTRATION FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT AS A RESULT OF THE COVID-19 PANDEMIC

Due to the outbreak of the coronavirus (COVID-19), and recommendations by the federal government, travel has been restricted in the United States. On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency exist in the State of New Jersey. On March 20, 2020, Governor Murphy signed Executive Orders 107 and 108, placing further restrictions on commerce, travel, public gatherings and other preventive measures to slow the spread of COVID-19 in New Jersey, in which the Executive Orders took effect as of March 21, 2020 at 9:00pm and is intended to remain in effect until revoked. As a result of the Public Health Emergency and the resulting reductions in air traffic at the Airport, the Authority applied for, and was approved for, a grant (the "Grant") from the United States Federal Government, pursuant to the CARES Act, for the maximum amount of \$7,892,177. The United States Department of Transportation and Federal Aviation Administration has submitted a Grant Transmittal Letter outlining the terms and conditions of the Grant. Given the COVID-19 virus, the Public Health Emergency and the State of Emergency, the Authority finds that entering into this Grant would be beneficial to the Authority.

RESOLUTION 2020-56 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO WINNER FORD OF CHERRY HILL, NEW JERSEY FOR THE PURCHASE AND DELIVERY 2020 CURRENT OR PRODUCTION YEAR EMERGENCY SERVICE PATROL VEHICLE WITH UTILITY BODY AND MESSAGE BOARD

On March 18th and March 19th, 2020, the Authority publicly advertised for bids for the Purchase and Delivery 2020 or Current Production Year Emergency Service Patrol Vehicle with Utility Body and Message Board. On April 16, 2020, one (1) bid was received, opened and tabulated. Winner Ford of Cherry Hill, New Jersey was deemed the sole responsive, responsible bidder in an amount not to exceed \$86,061.00 per unit. The number of units to be purchased is contingent upon the availability of funds. The Authority desires to enter into a contract with Winner Ford of Cherry Hill, New Jersey for the Purchase and Delivery of two (2) 2020 or Current Production Year Emergency Service Patrol Vehicle with Utility Body and Message Board in an amount not to exceed \$172,122.00. In the event the need arises, and funding is available, the Authority reserves the right to order additional units as specified herein.

RESOLUTION 2020-57 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE 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 AUTHORITY'S TRANSPORTATION SERVICES DEPARTMENT

The Federal Transit Administration (FTA) and the State of New Jersey have been delegated authority to award Federal Financial Assistance and State Assistance for Transportation Projects. NJ Transit serves as the administrator of FTA and State of New Jersey funding programs such as the Job Access and Reverse Commute or "JARC" and "NJ-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. The Authority is responsible to match 50% of the NJ-JARC applications with other sources of revenue. The Authority is submitting three (3) NJ-JARC applications (JARC Camden, JARC English

Creek and JARC NextGen) for Rounds 7 and 8, which the term will be July 1, 2020-June 30, 2020. SJTA, as a subrecipient, will provide all annual certifications and assurances for the awarded projects to NJ Transit, as required by the FTA and the State of New Jersey's policies governing pass through agreements. This resolution authorizes the 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 during the period of July 1, 2020 – June 30, 2022.

RESOLUTION 2020-58 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE A LICENSE AGREEMENT BETWEEN THE OFFICE OF THE CHIEF STATE MEDICAL EXAMINER AND THE SOUTH JERSEY TRANSPORTATION AUTHORITY AT THE ATLANTIC CITY INTERNATIONAL AIRPORT FOR STORAGE OF REFRIGERATOR TRAILERS, AS A RESULT OF THE COVID-19 PANDEMIC

The Authority entered into a Land Lease Agreement (“the Land Lease Agreement”) with the Federal Aviation Administration (“FAA”) for the lease of certain Airport property at the William J. Hughes Technical Center in April 1998. Due to the outbreak of the coronavirus (COVID-19), and recommendations by the federal government, travel has been restricted in the United States. On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency exist in the State of New Jersey. Governor Murphy subsequently signed Executive Order 119 on April 7, 2020 and Executive Order 138 on May 6, 2020, declaring the Public Health Emergency due to COVID-19 declared in Executive Orders 103 still exists and that all Executive Orders related to the Public Health Emergency remain in full force and effect unless revoked. As a result of the Public Health Emergency the New Jersey Office of the Chief State Medical Examiner (“OCSME”) identified the Snow Equipment Building (“SEB”) airfield apron at the Airport, leased by the Airport pursuant to the Land Lease Agreement, as a suitable location for the OCSME to house refrigerated trailers for 120 days, subject to two (2) additional thirty (30) day periods, and has requested to enter into an agreement (“License Agreement”) with the Authority for this purpose. Pursuant to Article 12 of the Land Lease Agreement with the FAA, the Authority is authorized to enter into the License Agreement with the OCSME for the premises under the Land Lease Agreement. This resolution authorizes the Executive Director to negotiate and enter into a License Agreement with OCSME for the limited purposes provided herein, with the assistance of counsel that are deemed necessary to effectuate the purposes of this resolution

Petitions or Communications, Unfinished Business and New Business

Chair Diane 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. Further, he stated he has no new business to discuss

General Comment

Chair Gutierrez-Scaccetti asked the public for any general comments.

Andrew Gold from the Pinelands Preservation Alliance introduced himself. Mr. Gold asked to clarify the resolutions dealing with hiring of consultants, specifically, if these resolutions related to the proposed Capital Improvement Program. Chair Diane Gutierrez-Scaccetti responded these resolutions are for the Authority's standard consulting services.

Michelle Brunetti-Post from Atlantic City Press asked if the Authority received an update from the Port Authority NYNJ about the proposal to buy (ACY). Also, she asked if the Authority has seen an uptick in traffic over the last week since some restriction have been eased and is there hope that the traffic on the Atlantic City Expressway is really going to dramatically bump up again soon.

Chair Gutierrez-Scaccetti responded that her questions would be recorded and either Mr. Dougherty or Mr. Zappariello where would get back of with answers.

Jeff Tittel, Director of the New Jersey Sierra Club thanked the Commission for having remote hearings. He stated the Sierra Club is very much concerned about the Capital Plan and its potential impact, they feel it is the wrong time for the plan and should be put on hold. Widening the Atlantic City Expressway is cutting

through the Pinelands National Reserve and well as the Winslow Wildlife Management Area. It is the wrong project at the wrong time and wrong place. Also, they believe people are hurting and that increasing the tolls for more pollution, traffic and more sprawl makes no sense. Also, they feel that part of the plan that builds a new interchange, basically a new roadway to the Airport, will impact the Pinelands and destroy wetlands, which is unnecessary. We believe that you cannot build your way out of traffic, the more you are widening roads the more traffic you will get and the more pollution and sprawl you will get. He noted there is a link between air pollution and the coronavirus that shows an increase in air pollution makes people more susceptible to the Coronavirus and causes respiratory problems. They believe that the Authority should invest more in the South Jersey Light Rail System, invest in helping in NJ Transit and improving the Atlantic City Train Line, improving Bus Rapid Transit or Jitney Service. The best way to get people to the shore and build the economy back is through jobs in transit.

Anne Kelly, identifying herself as a concerned citizen asked to comment. She noted the plan on expanding the Atlantic City Expressway is short sighted and extremely dangerous. She spoke of living in California and about their highways and the comparison that expansion did little to diminish congestion and concern of public health. The proposed plan for the expansion will only add to the degraded air, water and soil. In the future, rapid high speed rail will reduce congesting.

David Pringle from Clean Water Action and Empower New Jersey Coalition elaborated on comments submitted during the public comment period on the proposed Capital Plan. They oppose the expansion of the Atlantic City Expressway, including through the Pinelands, they strongly support the plans for mass transit and fix it first because those will create more jobs, fight climate change, reduce traffic congestion and protect public health. We appreciate the funding for the Camden Light Rail line and improvements to the underfunded Atlantic City Rail Lines and Lighting and Safety. These projects will fund economic stimulus and help in creating jobs better than the Highway Expansion. The current proposed plan conflicts with the Governor's Energy Master Plan and Executive Order 100. We want more jobs and mass transit and less traffic and fix it first projects.

John Reichman, Chair of Environmental Committee, New Jersey, commented on his opposition to the proposed \$210M plan for spending on Roadway Projects. He believes the plan does not comply with the State Energy Master Plan and State Clean Energy Policy. Putting more cars on the road will produce more air pollution and expansion projects will pave over environmentally sensitive areas in the Pinelands damaging it even further. He questions if the benefits outweigh the costs. He would like to see mass transit become a priority. He does not believe the Authority's plans will provide economic stimulus in the near future.

Mary Walsh, Conservation Chairperson of the North Jersey Group, gave a brief history on climate change and New Jersey's contributions to greenhouse emissions. She encourages the use of, and investment in, Light Rail and other transportation alternatives.

Alanna H., calling as a concerned citizen, strongly opposes the expansion on the Atlantic City Expressway. She talked to the Board regarding research which shows that widening highways is not effective in reducing traffic, in fact, according to her, it increases traffic due to increased demand. She referred to a quote in a 2017 article in the Transportation Research Record which she stated reviewed several studies that show the increase in congestion that highway expansions cause. She noted the Transportation Research Record found the extension of roads is met with an increase of traffic. She noted the Transportation Research Record found that studies done have overstated congestion benefits, and understated environmental impacts. She further stated to reduce congestion and create jobs the Authority should focus on Mass Transit Projects.

Amy Goldsmith, State Director, Clean Water Action, she commends the Authority for looking at the Glassboro Line and encourages more Light Rail projects in the future. She commented that the AC Rail line needs lots of improvements and we should be using our resources and putting people to work. She considers Road Expansion as a new fossil fuel source. She noted New Jersey is not in Ozone compliance so expansion is not the way to go. Highways and expansions that emit pollution are considered indirect sources. Clean Water Action does not support the budget proposals as currently put forth and would like the Authority to reconsider it to put more resources in mass transit and repairing roads, fixing them first, which will put more people to work faster and for a longer period of time. This plan is contrary to the Governor's directive to reduce greenhouse gases and electrify vehicles to put people in the future

Lauren M., with the Westfield 2020 and Empower New Jersey noted as a concerned citizen she does not understand why the same mistakes regarding climate change are being done over and over when they cannot be undone. She believes this is short term thinking that does not take into account greenhouse gas emissions on these projects or considers alternatives. This plan contradicts the Governor's stated goals of reduced emission, as stated in Executive Order 100. Furthermore, we are cutting into the Pinelands and reducing the resiliency in that ecosystem that will be stretched pretty thin as the climate begins to warm. She urges the reconsideration of this project in light of the emissions and in light to the damage it will do to New Jersey in the long term. She would like the Authority to refocus on Mass Transit Projects.

Doug O'Malley, State Director of Environment New Jersey, commented that, at this time, most people are focusing on the health of their family and work and not the Authority's Capital Plan or potential Toll hike. He implores the Board not to go forward on the projects for that reason alone. He stated this is a flimsy plan, it will spend more than \$210M on unneeded highway expansion and that the Plan references but does not fund South Jersey mass transit. The plan conflicts with New Jersey Clean energy policies and also conflicts with scientific consensus It also will degrade environmentally important parts of the Pinelands, worsen air quality, divert money from more deserving projects. The Authority should focus on the shovel ready, fix it first projects not the long-term highway projects and should look at mass transit.

Note #1: After the meeting, Chair Gutierrez-Scaccetti received the following Email: from Sam Pesin, from The Friends of Liberty State Park requesting that his comments be included in the public record for this morning's meeting as he did not get a chance to speak: The Friends of Liberty State Park, an urban quality of life advocacy organization, urges the SJTA to discard the regressive and harmful out of touch 7-year \$150M project to widen the Atlantic City Expressway and the five-year \$60M airport interchange project. The plans flagrantly conflict with Governor Murphy's Energy Master Plan, his Executive Order 100 and the scientific consensus that we must immediately and dramatically reduce greenhouse gases from vehicle use (45% by 2030). As an open space and nature advocacy group, we feel these archaic, environment-worsening plans will degrade significant parts of the Pinelands. At Liberty State Park, Governor Christie terminated the NJT shuttle bus which brought people from the LSP Light Rail station into and around this urban state park and it's horrendous that this park, in this densely populated area with most people not owning cars, doesn't have a shuttle bus to connect people to enjoy the park. Mass Transit is the Way of the Future, All Over the World, and SJTA plans - 7-year \$150M project to widen the Atlantic City Expressway and the five-year \$60M airport interchange project are dinosaur plans which go counter to what progressive governments are doing all over the world.

Note #2: Email received from Allie Molinaro, Wednesday, May 20, 2020 10:01:56 AM sent to James Hartman and David Zappariello in regards to the Board Meeting: Comments: I was just on your monthly tele-meeting and I wanted to make a public comment, but you adjourned so fast that you did not notice I wanted to speak. I am absolutely livid. Please allow several seconds before assuming no one else wants to make a comment, there was no predetermined order in which to make our comments and so it was difficult to speak without talking over someone else. This is your job, taking public comments is the law. Sorry for the crude tone but I am so angry right now. Is there any way I can still make my comment?

Adjournment

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 Commissioner McDevitt to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:51 a.m.

Submitted by:

Cynthia A. Blasberg, Board Secretary

Note: No Executive Session was held during this meeting.