

DELAWARE RIVER PORT AUTHORITY
Minutes of the September 18, 2013 Board Meeting
One Port Center, Camden, New Jersey
Wednesday, September 18, 2013, 9:00 a.m.

Present

PENNSYLVANIA

David Simon, Esquire, Chair
Kathryn Boockvar, Esquire (DePasquale)
William Sasso, Esquire
Andrew J. Reilly, Esquire
John Lisko, Esquire (McCord) (via telephone)
Joann Bell

Officers and Chiefs

John Matheussen, CEO
Danielle McNichol, General Counsel
and Corporate Secretary
Kristen Mayock, Deputy General Counsel
John Hanson, CFO
Toni Brown, CAO
Tim Pulte, COO
Mike Venuto, Chief Engineer
John Rink, PATCO, General Manager
Thomas Raftery, Inspector General
Jack Stief, Chief, Public Safety

DRPA Staff

Ann DuVall, Exec. Assistant to CEO
Barbara Holcomb, Manager, Capital Grants
Timothy Ireland, Director, Corp. Comm.
Elizabeth McGee, Administrative Assistant
Sheila Milner, Administrative Coordinator
Bill Shanahan, Director, Gov. Relations
Jim Simpson, Manager, IS
Susan Squillace, Manager, Purchasing
Dawn Whiton, Administrative Coordinator

NEW JERSEY

Jeffrey L. Nash, Esquire, Vice Chair
Albert Frattali
E. Frank DiAntonio
Richard Sweeney
Charles Fentress
Rick Taylor (via telephone)
Tamarisk Jones (via telephone)

Counsel

Christopher Gibson, Esquire, Archer &
Greiner, NJ Counsel
Tom Ellis, Esquire, Duane Morris, PA Counsel

Others

Peter Simon, Esquire, NJ Gov. Authorities Unit
Kathy Bruder, Esquire, Deputy Chief of Staff,
Office of Governor Corbett
Kevin Schmidt, Deputy General Counsel, PA
Office of General Counsel
Jon Livingston (Jacobs Engineering)
Jonathan Latko (CAC)
Tony DiSantis (CAC)
John Taylor (CAC)
Anthony Leonard (CAC)
Helen McKenna (CAC)

The Corporate Secretary announced that pursuant to the By-Laws of this Authority, public notice of this meeting of the DRPA Board of Commissioners has been given by posting proper notice in the lobby at One Port Center, and issuing proper notice to the public and news media.

During the moment of silence, Mr. Matheussen acknowledged the passing of two exemplary employees, Giuffre Hollingsworth, Assistant General Counsel, who served the Authority for twelve years, and Jeff Fensky, PATCO Equipment Repairman, who served the Authority for fourteen years. On behalf of the board and staff, he extended condolences to their respective families.

Chairman Simon called the meeting to order and asked that the Corporate Secretary call the roll. The Corporate Secretary announced that there was a quorum. Chairman Simon presided.

Report of the Chief Executive Officer

Chairman Simon asked the CEO to give his report.

Mr. Matheussen thanked the Chairman. He said his report stands as submitted, but he highlighted several items.

He advised the Commissioners they have been provided the Department of Engineering's Month of July, 2013 Program Performance Report. Mike Venuto can provide any additional information if needed.

Mr. Matheussen said recent retiree Bill O'Connor could not be present but he wanted to acknowledge his contributions. He said Mr. O'Connor served the Authority for 37 years starting as a toll collector and later joining the Engineering Department as a draftsman. He completed his career serving as the Supervisor of Engineering, Administration and was involved in many notable projects including our switch to one-way tolls and was instrumental in DRPA/PATCO real estate matters. Mr. Matheussen noted Mr. O'Connor will be missed and acknowledged his long and distinguished career.

Mr. Matheussen indicated the Board and staff have received a thank you from Fr. Michael Slattery of St. Augustine Church in Philadelphia and the church community for the allowed use of under bridge parking at the BFB for their annual Sunilog celebration. There were over 1,000 in attendance from across the country and Fr. Slattery said "having parking made all the difference".

Mr. Matheussen said he is pleased to report that DRPA completed a very significant milestone late last month that signifies DRPA is nearing the end of the multi-year \$140 million Walt Whitman Bridge re-decking project with the removal of three gantry-cranes and the installation of four new overhead sign gantries. He noted this past April; the re-decking project entered its 7th and final stage of construction six months ahead of schedule. Seven-lane traffic flow across the bridge is just over the horizon. He said he wanted to specifically acknowledge Mike Venuto and his engineering team for their exceptional work on this project, and Tim Pulte, Dan Auletto and the bridge operations team along with Chief Jack Stief and the Public Safety team for their work. He said this was an outstanding team effort and we are grateful for the work of our contractor and staff.

At the request of the Chair, Mr. Matheussen said he would like to provide a PATCO Rail Car Refurbishment update. He indicated two of a total of eight prototype pilot cars were tentatively scheduled for delivery this month, September, 2013. These cars have not yet been delivered for multiple reasons and we do not have a date certain for delivery at this time. He said he did not want to put a date out there until we have some additional information on delivery. He noted we are working diligently to get the cars delivered shortly, and that he has asked Chief Engineer Mike Venuto to assist specifically in this regard. Mr. Matheussen said these pieces of equipment are very sophisticated, technologically advanced prototype pilot cars. These pilot cars are put through extensive design, production and testing phases at the car rebuilder's facility. He reiterated all we send to the Alstom facility is the shells of the rail cars and that all of the interior items are removed for replacement. During the testing phase at the plant, we identified items that needed further action prior to shipment/delivery. He noted that the DRPA is actively working with our rebuilder to finalize these further action items and on the schedule for the delivery of the pilot cars. Mr. Matheussen said in advance of the delivery date he will make sure the Board is aware of the delivery. Upon delivery, the cars will be run through final testing on the PATCO track system.

Mr. Matheussen said he wanted to provide the Board and the public with an update on the operational status of escalators and elevators at our PATCO stations. He first expressed some words of regret. He said PATCO never should have let the maintenance contract for the elevators and escalators lapse on July 31st. On behalf of everyone at PATCO, he apologized for the inconvenience caused to PATCO customers, particularly those with disabilities. He said they deserve much better from us and they have every reason to be disappointed with our recent performance. Mr. Matheussen said we cannot change the past, but we can and will make certain something like this never happens again.

Mr. Matheussen said today, the PATCO Board of Directors will consider a new maintenance contract. If the Board approves this long term contract, we will be ready to make major repairs of broken escalators and resume an aggressive maintenance schedule. He also thanked "our friends at SEPTA" who helped us through this interim period. PATCO and SEPTA have a long cooperative relationship and he thanked them for helping us. Mr. Matheussen said this is another example of two government agencies working together for the benefit of the public.

Mr. Matheussen said the Authority has also been working to improve contract review procedures, so that we do not miss deadlines. He said a reputation takes considerable time to build and can be ruined in a moment. He said our moment isn't over yet, but we will be working to bring it to a close shortly. After we do, we will work diligently to earn back our customers trust.

Mr. Matheussen asked for a few moments to explain the logistics of PATCO's elevators and escalators and outline our operational performances for the past 18 months. He said we have a total of 14 escalators and 11 elevators, counting the two new ones that came on line yesterday at the 9th/10th Locust Street station. He thanked Chairman Simon for sending him a photo yesterday of the working elevator at 9th/10th and noted there are two elevators at that location. He said one of the new elevators will operate between the platform to the concourse and the second elevator

will operate between the concourse and the street. He said as of yesterday, all elevators were operational but last night, a glitch occurred with the elevator at the Walter Rand Transportation Center. He said SEPTA and PATCO staff are working to put the elevator back on line.

He indicated PATCO has elevators at Lindenwold, Woodcrest, Ferry Avenue (new as of April 13), Broadway East, Broadway West, 8th & Market North from the platform to the concourse, 9th and 10th and 16th & Locust from the platform to the concourse. At 9th/10th, he reiterated PATCO has responsibility for operation from the platform to the concourse and for the elevator from the concourse to the street.

Mr. Matheussen said of the 14 escalators, the following are operational: Lindenwold, Ashland, Woodcrest East and West, Haddonfield, Collingswood, Ferry Avenue, Broadway West, 8th&Market South, and 15th/16th and Locust. He said we have escalators under repair at the following stations: Broadway East, (break and drive unit repair needed), Westmont (break pad parts on order), 8th and Market North (drive shaft fabrication needed), 12th/13th & Locust (permanently out for replacement and is scheduled for replacement in the Spring of 2014).

With regard to performance statistics on the elevators and escalators, Mr. Matheussen said we have been tracking statistics since April of 2012. Each month we announce the operating statistics in the PATCO General Manager's report. He cited a chart provided on the screen in the Board Room of escalator and elevator operational statistics starting with a report of April of 2012, noting the monthly reports represents numbers from the month immediately prior (for example, the April 2012 report contains statistics from March, 2012).

He said the Authority's performance goal is for elevators to be operational 97% of the time. He said he is pleased to report over the past eighteen months, we have surpassed that goal. Our performance statistic for that time period for elevators is 97.07%. He acknowledged sometimes we miss the goal and sometimes we exceed the goal on a monthly basis.

On the subject of ADA compliance, Mr. Matheussen noted that PATCO is in compliance with the elevators we have at our PATCO stations. He said PATCO was built before the Americans with Disabilities Act became law and PATCO was grandfathered in regarding the elevators we have. He said the Board decided to go beyond that and fund the installation of elevators at every PATCO station at a cost of several million dollars even though it was not required. Mr. Matheussen said he believes the public, particularly those who are disabled, deserve such access, and that this agency is in the process of that quest.

Mr. Matheussen said PATCO has a performance goal for escalators to be operational of 90%. He noted sometimes we exceeded that on a monthly basis and sometimes we did not. He called the Board's attention to the last four months of the chart, June, July, August and September of 2103. He said starting with the June statistics, the repair and maintenance contractor was required to perform year end maintenance before their contract expired. He acknowledged again that the Authority allowed the contract to expire in error. He said you can see in the numbers there is a performance in June of 2013 of 81.6%, and the beginning of a decrease in July 2013 of 68%, to a dismal performance in August of 55.8%. He said he and staff at PATCO looked at these statistics closely and we have some concerns. He said he has asked DRPA attorneys to look

at the performance of the contractors to see if any action is appropriate due to lack of performance.

Commissioner Sasso stated that he wanted to thank SEPTA. He stated that the SEPTA Chairman, Pat Dion, called him immediately when this issue became known and asked what they can do to help. Mr. Dion offered their entire staff at our disposal and Commissioner Sasso gives Mr. Dion a lot of credit for taking the initiative. Commissioner Sasso stated that on the car rehabilitation issue, he was gratified as the Chairman of the O&M Committee to have the involvement of the Chairman, Commissioner Simon, considering his expertise in contracts of this type and he wanted to assure the rest of the Board and we will be involved with this on a regular basis. He said that he spoke to Mr. Venuto about it and it is the old story, "no one likes surprises" and this Board especially does not like surprises. We will be monitoring this going forward.

Mr. Matheussen stated that he wanted to thank Mr. Venuto because he asked him to personally visit the facility in upstate New York to make certain we had a complete understanding of what is or what is not happening there and to make certain that we stay on track to bring in good quality cars on time. He said that he asked Chairman Simon if it was possible to include this as a monthly report, not only with the cars, but also the elevators and escalators at the O&M Committee. Mr. Matheussen stated that we are bringing on a new contractor, if the Board approves it, Fujitec, who will have responsibility of maintenance and repair of the escalators and elevators. He said that, with the Board's involvement we should keep a careful eye on that over the course of the next several months to make certain that the escalators are back in working order and that we are addressing the issues that need to be addressed. Chairman Simon agreed.

Mr. Latko asked what the 50% represents on the performance statistics chart. Mr. Matheussen stated that it represents when the escalators are working or not working. He said that if it is at 82%, it means that the escalators are working at 82% of the time. This percentage would be total hours. Mr. Matheussen stated that most, but not all of the escalators and elevators operate 24/7. The new ones that came on line at 9th and 10th are not 24/7 elevators.

Ms. McKenna stated that she read in the paper about a woman who was disabled who looked at the website and did not see any notification that a specific escalator or elevator was not working. She then went to the train station and found that the escalator or elevator was not working. She inquired whether it was policy to keep the website current on a daily basis. Mr. Matheussen stated that it is absolute policy and we strive to make certain that everything is current, but unfortunately, in this particular incident, it was not and it happened at a very untimely moment.

This concluded Mr. Matheussen's CEO Report.

Report of the Chief Financial Officer

Mr. Hanson stated that the key performance indicator dashboard has a new look. The indicators are as of July 2013. He said that bridge traffic is 98.8% of budget, but bridge revenues are 100.73% of budget. He stated that we are almost 1% over budget on bridge revenues. The DRPA operating budget is 89.6% of budget, so we are spending just under 90% of budget and the capital budget is being spent at 63.5% of budget. He said that we are significantly under

budget on the capital budget, which has more to do with non-engineering projects than with engineering projects. Mr. Hanson stated that the total loss time claims on the chart for DRPA are listed in blue and PATCO are listed in green.

Mr. Hanson stated that DRPA has 36 open positions as of July 2013 with 563 filled positions. PATCO has 313 filled positions and 24 open positions as of July 2013.

Mr. Hanson stated that PATCO ridership for the period ending July 2013 is about .36% over budget; revenues are 1.25% over budget; PATCO spending is about 90% of budget. PATCO's on-time performance is 96.73% against the goal of 98%.

Chairman Simon showed the new KPI report in which performance measures are demonstrated as speedometers in red, yellow and green. He said that for every measure we are solidly in the green or in the yellow area, but close to the green. Chairman Simon stated that when you look at the numbers you will see that the performance of the Authority continues to be very positive and ahead of budget.

Mr. Hanson stated that the General Fund balance as of August 31, 2013 is \$284.7M. We added \$5.1M last month while also covering \$7.8M of capital expenditures. Performance continues to be strong with revenues above budget and expenses well below budget.

Approval of August 19, 2013 DRPA Board Meeting Minutes, Receipt and Filing of the Monthly List of Payments Covering the Month of July and August 2013, Monthly List of Purchase Orders and Contracts Covering and the Month of July and August 2013, and Balance Sheet and Equity Statement dated July 31, 2013

Approval of August 19, 2013 DRPA Board Meeting Minutes, the Monthly List of Payments Covering the Month of July and August 2013, Monthly List of Purchase Orders and Contracts covering the month of July and August 2013, and Balance Sheet and Equity Statement dated July 31, 2013 were previously provided to all Commissioners and there were no comments.

On motion duly made and seconded, the Approval of August 19, 2013 DRPA Board Meeting Minutes, Monthly List of Payments Covering the Month of July and August 2013, Monthly List of Purchase Orders and Contracts covering the month of July and August 2013, and Balance Sheet and Equity Statement dated July 31, 2013 were received and filed.

Approval of Operations & Maintenance Committee Report of September 4, 2013

The Operations & Maintenance Committee Meeting Minutes of September 4, 2013 were previously provided to all Commissioners and there were no comments.

On motion duly made and seconded, the Operations & Maintenance Committee Minutes of September 4, 2013 were approved.

Adopt Resolutions Approved by Operations & Maintenance Committee of September 4, 2013

On motion duly made and seconded, the following Resolutions were unanimously adopted and made the action of the Authority:

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| DRPA-13-098 | Property Management Services for One Port Center |
| DRPA-13-099 | Capital Project Contract Modification |
| DRPA-13-100 | Lease Agreement with the New Jersey Economic Development Authority |
| DRPA-13-101 | Contract for Grants Management and Administration (M&A) |
| DRPA-13-111 | License Agreement with ArgonST for OPC Regional Security Cameras/Sensors |

Approval of Finance Committee Report of September 3, 2013

The report of the Finance Committee meetings of September 3, 2013 was previously provided to all Commissioners and there were no comments.

On motion duly made and seconded, the report of the Finance Committee of September 3, 2013 was approved.

Adopt Resolutions Approved by Finance of September 3, 2013

Active Benefit-Eligible Employees/Under Age 65 Retirees and Eligible Dependents – Health Benefits 2014 (DRPA/PATCO)

Ms. Brown stated that staff is seeking Board authorization to accept a quote that has been submitted to the Authority by AmeriHealth to provide the medical and prescription drug coverage to the active benefit-eligible employees, the eligible retirees under the age of 65 and their respective dependents. She stated at our request, the broker, Gallagher Benefits Services marketed this coverage to a number of carriers. She stated that three carriers submitted quotes and proposals in a timely manner, two carriers were late, so they could not be considered. Ms. Brown stated that there are quotes from United Healthcare, the incumbent carrier, AmeriHealth and also Horizon. United Healthcare proposed to offer the existing medical plans at the Value and Value Plus levels and also the existing drug plan. She stated that they came in at a 24.77% increase over what the Authority is currently paying for premium. After negotiations, they reduced the increase to 13.06% which would result in a \$1.5M increase in premiums in 2014. AmeriHealth came in and proposed to offer the same medical coverage that is currently being offered by United Healthcare but their prescription plan which is a traditional three tiered generic, brand and non-formulary plan. She stated that they came in initially at 3% over what we are currently paying but after negotiations they came in lower than what we are paying. They have agreed to provide the same medical plan and enhanced prescription drug plan at .21% lower

than what we are paying right now, which will mean an approximate savings of \$25,486 in plan year 2014. In addition, AmeriHealth was willing to offer a target loss ratio renewal which would be tied to the medical loss ratio. In essence, if our claims reach a certain percent, the Authority is looking at no more than 21% or perhaps a 16% increase over what we will pay in 2014. Ms. Brown stated that United Healthcare was not willing to put a rate cap with any kind on the table. Another benefit that we would receive from AmeriHealth is that we would get a \$15,000 annual wellness budget which is \$5,000 more than what we are getting with United Healthcare. Moving to the third option, Horizon, they came in lower than what we are paying, but they did not offer a plan consistent with what we asked in the RFP. She stated that they were not compliant; it was not a responsive proposal. At the value level, they were not offering the same plan that United Healthcare is offering and what AmeriHealth can offer and that is the plan that the majority of our employees and under 65 employees are currently enrolled in. She stated that they were not willing to offer any type of rate cap and were not able to offer us a wellness budget. CIGNA's and AETNA's responses came in after the deadline.

Ms. Brown stated that it is the broker's and staff's recommendation that we continue to offer a value and value plus option because that is what these renewals are built on, two options. It is the recommendation that we accept the proposal that has been submitted by AmeriHealth for plan year 2014. They would like to begin the open enrollment period mid-November so that everyone will have their new identification cards prior to January 1, 2014. There has been an exhaustive review by the broker of the network strength offered by AmeriHealth and it is about 97% network match for facilities and providers.

Chairman Simon stated that the Resolution deals solely with 2014, but in the AmeriHealth proposal there is a rate cap for 2015, if we chose to continue with AmeriHealth, but we are not making that decision today. Ms. Brown concurred. Chairman Simon stated that this shows the value of a competitive process in that we are actually going to see a year over year reduction in health benefits costs. Mr. Matheussen stated that in addition, he had asked Ms. Brown to share with the employees the Summary Statement that was passed at the Finance Committee, as it is public record. He said that this shows a commitment to the employees that we are very concerned about healthcare and the quality of the healthcare that they receive. He said that this policy goes a long way to make certain of this.

Chairman Simon stated that in the Summary Statement, but not the Resolution itself, there is a reference to the employee contribution levels for the value plus plan. There is a certain level that has been in place for a while and the Inspector General has a different view as to what those levels should be. Chairman Simon asked Commissioner Reilly and the Labor Committee consult with management and the Inspector General to arrive at a consensus resolution as to what those contributions level should be for 2014.

Ms. Brown stated that we do have guidance from the broker on that point and she would be willing to offer that information to Labor Committee Chairman Reilly and Vice Chairman Frattali when they are ready.

On motion duly made and seconded, the following Resolution was unanimously adopted and made the action of the Authority:

Chairman Simon abstained from voting as Jefferson Health Systems does business with all these carriers. Commissioner Sasso abstained as his law firm represents one of the carriers.

**DRPA-13-102 Active Benefit-Eligible Employees/Under Age 65
Retirees and Eligible Dependents – Health Benefits 2014
(DRPA/PATCO)**

On motion duly made and seconded, the following Resolutions were unanimously adopted and made the action of the Authority:

DRPA-13-103 Employee Dental Coverage 2014-2015 (DRPA/PATCO)

On motion duly made and seconded, the following Resolutions were unanimously adopted and made the action of the Authority:

**DRPA-13-104 Group Life, AD&D and Disability Coverage 2014-2015
(DRPA/PATCO)**

On motion duly made and seconded, the following Resolutions were unanimously adopted and made the action of the Authority:

**DRPA-13-105 Employee Vision Coverage for Active-Benefit Eligible
Employees for Plan Year 2014-2015, DRPA/PATCO**

Extension of Loan Guarantee for Waterfront Renaissance Associates in Favor of M&T Bank

Vice Chairman Nash stated that this is a brief extension of an existing loan guarantee that supports a loan from M&T Bank to the Waterfront Renaissance Associates. The DRPA entered into this \$8M loan guarantee on June 19, 2003 for a ten year period that expires on September 1, 2013. The Authority is extending the guarantee until October 15, 2013 to allow Waterfront Renaissance to complete its imminent refinancing of the loan and to avoid having the bank call the loan. This does not affect the Authority's commitment under the Reform Resolutions to divest from economic development. Once the loan is refinanced, the DRPA will be completely off the hook on this guarantee.

On motion duly made and seconded, the following Resolution was unanimously adopted and made the action of the Authority:

**DRPA-13-106 Extension of Loan Guarantee for Waterfront
Renaissance Associates in Favor of M&T Bank**

On motion duly made and seconded, the following Resolution was unanimously adopted and made the action of the Authority:

DRPA-13-107 Sick Sensor Toll Equipment

Unfinished Business

There was no DRPA unfinished business.

New Business

Item 1 – Consideration of Pending DRPA Contracts (Between \$25,000 and \$100,000)

On motion duly made and seconded, the following Resolution was unanimously adopted and made the action of the Authority:

DRPA-13-108 Consideration of Pending DRPA Contracts (Between \$25,000 and \$100,000)

Item 2 – Approval of Citizens Advisory Committee Membership Nominations

Commissioner Boockvar stated that she and Commissioner Taylor interviewed both applicants for the Citizens Advisory Committee and they both seem like fantastic candidates. They are in this for all the right reasons. She stated that Ms. McKenna and Mr. Leonard want to pay attention to what we are doing well and let us know what improvements need to be made. She stated that she wanted to welcome them and recommend to the Board that their membership be approved.

Chairman Simon asked if either member had anything further comments before the vote. They both thanked the Authority for the opportunity and consideration to be involved with the Citizens Advisory Committee.

On motion duly made and seconded, the following Resolution was unanimously adopted and made the action of the Authority:

DRPA-13-109 Approval of Citizens Advisory Committee Membership Nominations

Item 3 – Professional Services

Commissioner Sasso asked that regular legal reports be presented to the Board so that they can be informed on legal issues to the extent that they have to go above the normal hourly limits.

Chairman Simon stated that there is a substitute Resolution for Professional Services that reflects some comments which were received in response to the original draft Resolution. He stated that for transparency, Ms. McNichol should go through the Amended Resolution before we move the original and then amend it to reflect the changes.

Ms. McNichol stated that there are two changes to the Resolution section. She stated that specifically what was added into the Resolution for the bond refinancing of the words “shall be competitively procured”. She stated that so the Board is aware, was the inclusion bond counsel has gone through an additional procurement process for counsel are already on the qualified list, additional pricing has been received by the Authority and we would expect that this will be provided shortly. The second addition to the Resolution includes the language at the bottom of the Resolution which states, “provided the blended hourly rate for such services shall not exceed \$350.” Ms. McNichol stated that this is specific to an ongoing external investigation that is pending at this time. It is expected that this provision will be only required for a very limited period of time.

On motion duly made and seconded, the original Resolution was unanimously adopted. Chairman Simon then moved to amend the original Resolution and replace it in its entirety with DRPA-13-110 which had been circulated to the Board and described by General Counsel. On motion duly made and seconded, the following Amended Resolution was unanimously adopted.

On motion duly made and seconded, the following Resolution, as amended, was unanimously adopted and made the action of the Authority:

DRPA-13-110 Professional Services

Citizens Advisory Committee Report

Mr. Latko stated that there are two new members he would like to welcome: one from Pennsylvania and one from New Jersey. CAC has worked very hard to get our membership up. They are currently short one member from New Jersey and two from Pennsylvania. CAC has contacted their DRPA contact to put out another request to the public for members. CAC continues to work with the committee to get more members. Mr. Latko continued that Chairman Simon did allow them to send questions prior to the Board meeting so that the Board was better prepared to answer their questions. CAC submitted 6 or 7 questions and received responses. Mr. Latko had a couple of follow ups. He continued that one of the requests has to do with transparency. It is one of the key things CAC is focusing on and how do they get more involved with the process to understand what is happening. One of those requests had to do with media releases. There is information posted online when DRPA Board meetings and Committee meetings happen. In August there was some confusion about whether there was a full Board meeting or not. It was summer time and people were on vacation. A lot of information was coming and going. Mr. Latko asked, as the Chair of the CAC, to be put on the listserve for the media releases to let him know when meetings were announced. He received an email back from Mr. Ireland which basically denied that request. Mr. Latko continued that one of the reasons why he asked to be on the listserve is to be informed. If you are informing the media then it is public information. Then he can send the information to his group so that they can attend the meetings. CAC was directed to be more active in checking the website. What CAC finds is that from time to time it is inconsistent. CAC secretary, Julie Still, whom works at Rutgers take time out of her schedule on Wednesday mornings to attend the meetings and will sometimes get here and the meeting has been moved, is in Executive Session the entire time or

cancelled. Mr. Latko continued that she has volunteered to go to the committee meetings. She felt that the process she got involved in the past 6 to 8 months has not been as productive as she would have hoped since she is taking time out of her day to attend. Constructive ideas were given on how we could receive the media releases. One was to join the Twitter feed. We have an older generation on the CAC and not many are tech savvy. Most do not have a phone that is capable of the applications needed to receive most media feeds. The demographic we are dealing with requires him to forward the information to them. He cannot always be checking the updates. Mr. Latko continued that the second offer was that he could get an email from Telete Garrison, our DRPA contact. The worry he has with that is if she gets an email and is not in that day there is a delay in the process. He just worries that if the process is convoluted as they get more people involved, CAC is not going to get the information in a timely manner to get it out to their membership.

Chairman Simon stated that he had expressed to Mr. Latko in their discussions, he and Mr. Ireland should discuss the best resolution to this matter. It is an issue of mechanics.

Mr. Latko continued that there are two success stories. One of CAC's big success stories from last year was getting the Board Agenda converted to a searchable PDF format. Moving to iPads has made it more practical to use and define searchable terms. That was a big deal. This year's success so far, occurred back in April, when CAC asked for access to the DRPA Board Agenda ahead of the 48 hours when the general public gets it. It took about 5 months to accomplish this but in the end CAC received Board packet on Friday. He wanted to thank the Board for that accommodation. CAC will work at reviewing the Agenda and having constructive comments in a timely manner to be incorporated in the Board Agenda. He was happy to hear that there will be an evening meeting in October in West Deptford at 6:00 pm. They will do everything they can to get most of their members in attendance. The last evening meeting the Board had in April in Philadelphia at the Friends Meeting House. Most of their members showed up. Mr. Latko continued that CAC appreciates the evening meetings. His next item had to do with a lot of questions about the Gateway Park. CAC was approached by a group, Friends of Cooper River Park, on two occasions and they gave us two presentations. CAC is aware of this project and the idea was basically, going back 10 years, land that was taken by eminent domain was turned into park land. It has not been fully accessible for the past 13 years. There was some agreement between Camden County and the DRPA to transfer the land and make it an active park. It has not happened yet. The CCMUA, Camden County Municipal Utilities Authority and New Jersey Conservation Group are looking at different ways to take the liability away from the DRPA and run it as a park. Mr. Latko continued that they have more questions than answers. There were a lot of questions about environmental contamination. What is left to be cleaned up and who is liable for that if the park land is transferred over. He asked for a report on the status of the land, what is going on and what are the outstanding items? What is the timeline and how can CAC push this process along? They want to have an opinion on it.

Chairman Simon requested that the General Counsel speak to Mr. Latko's request.

Ms. McNichol stated that, in brief, the property is being reviewed by outside counsel since there are many issues involved. There is title work being done at this time as well as an appraisal. Significant portions of Agreements were not completed by the parties and are being addressed.

It is all pending. It has been moving along behind the scenes and we will provide dates on where the information is as soon as available to us.

Mr. Latko stated that the final item for discussion was the escalators and elevators. To have them go as low as 50% of the hours that they were not up and running based on what Mr. Matheussen said the numbers represent is pretty concerning. He does know there are long term capital plans to change that and move it forward. It touches on the perception on what is happening behind the scenes and when things hit the newspapers or people see the reality of an escalator not working it makes one really wonder what is happening. Mr. Latko continued that things are really functioning at a professional level that people would expect. One last thing he would like to touch on is the notion of an increase in tolls for the bridges. It is based on TPI and if there is not a significant increase, such as a 0.25 cent increment, there would be no toll increase. He believes that a review happened within the last year and it was determined that there would be no increase. On the PR point he does not believe this was expressed publically. The perception is that tolls could go up another dollar because it has happened twice. So if there is good news that there is not going to be a toll increase maybe there needs to be an announcement.

Chairman Simon stated that CAC would like the management of the DRPA and Board members to attend more meetings. He advised that management and Board members will try to be more present and interact in future meetings. The time that CAC spends doing this and their correspondence are appreciated. He knows it takes many hours away from their day jobs and it is greatly appreciated.

Mr. Latko stated that Mr. Raftery did join our last meeting to answer our questions.

Mr. Matheussen stated he would like to reiterate that since the creation of the CAC it has always been our desire to attend any meetings that were held. There was a careful balancing in that we did not want to just impose ourselves on the CAC for fear that it would look like we were trying to somehow change their opinion or control their schedule. It has always been a standing opportunity and I have attended several CAC meetings as have a number of senior staff members. We just don't want to walk in and impose ourselves. He said to Mr. Latko if there is ever a time the CAC wants staff there, all staff is available to the CAC and we would be happy to attend. He said it would be helpful to obtain any questions ahead of time so that staff can be prepared to answer them fully.

Commissioner Sasso stated that while we do like the idea of evening meetings, it is an imposition on the staff. He said that if we have an evening meeting CAC could have their meeting just before it so that we would have better opportunity to attend.

Public Comment

There was no Public Comment.

There being no further business, on motion duly made and seconded, the meeting was adjourned.

Respectfully,

Danielle L. McNichol
Corporate Secretary