

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
OCTOBER 19, 2010**

The scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on October 19, 2010 commencing at 10:20 a.m. at the South Jersey Transportation Authority Administration Building, Farley Service Plaza, Atlantic City Expressway, Milepost 21.3 in Elwood, New Jersey 08217.

Present

Chairman James S. Simpson
 Commissioner Jeffery A. April, Esq.
 Commissioner Joseph W. Devine
 Commissioner James U. Gaymon, Jr.
 Commissioner C. Robert McDevitt
 Commissioner Joseph Ripa
 Commissioner Louis Toscano (Participated via Conference Call)
 Deborah L. Gramiccioni, Governor's Authorities Unit
 Bart R. Mueller, Executive Director
 George R. Gilmore, General Counsel
 Lauren Staiger, General Counsel
 Susan Lubrano, Authority Board Secretary

Absent

Vice-Chairman Mark Summerville
 Commissioner Timothy J. Lizura
 Maura Tully, Governor's Authorities Unit

Statement of Public Notice

The meeting of the Board of Commissioners was opened advising the Commissioners and the public that notice of the meeting was duly advertised in the Press of Atlantic City, Camden Courier Post, Newark Star Ledger and with the Secretary of the State of New Jersey of the time, date and place of convening. Notice was posted at the Farley Service Plaza, the Atlantic City International Airport and the Authority's Atlantic City, New Jersey office as prescribed by law.

Roll Call

Commissioner	Present	Absent
Chairman James S. Simpson	X	
Vice-Chairman Mark Summerville		X
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine	X	
Commissioner James U. Gaymon, Jr.	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Louis Toscano	X	
Commissioner Timothy J. Lizura		X

A total of six (6) members of the public attended the meeting.

Approval of the Agenda

Chairman Simpson called for a motion to approve the October 19, 2010 Agenda. Whereupon, motion was moved by Commissioner April and seconded by Commissioner Devine, approving the agenda. Chairman Simpson asked for questions on the motion. No questions were asked. A unanimous vote was

taken adopting and approving the agenda. A copy of the agenda is attached to and made a permanent part of these official Authority minutes.

Approval of Meeting Minutes

Chairman Simpson called for a motion to approve the September 21, 2010 Meeting Minutes. Whereupon, motion was moved by Commissioner McDevitt and seconded by Commissioner April, approving the minutes. Chairman Simpson asked for questions on the motion. No questions were asked. A unanimous vote was taken adopting and approving the minutes.

Employee Awards

Susan Boundar, of the Human Resources and Benefits Division was honored as the October 2010 Employee of the Month. Thomas Higgins, from the Engineering and Operations Department was honored for twenty-five years of service. Barbara Ballistreri from the Information Tolls and Technology Department was also honored for twenty-five years of service. Ms. Ballistreri was not present during this meeting.

Executive Session

Chairman Simpson asked General Counsel if an Executive Session was needed. General Counsel responded there was a need for an Executive Session.

Resolution 2010-118 for the exclusion of the public to discuss pending litigation and personnel matters was presented to the Commissioners for approval. The minutes of this Executive Session will be disclosed to the public as and when required by law. Chairman Simpson called for a motion to move into Executive Session.

Whereupon, motion was moved by Commissioner McDevitt and seconded by Commissioner Gaymon, approving Resolution 2010-118. A unanimous vote was taken approving the resolution, adjourning the open session of the meeting at 10:25 a.m. A copy of Resolution 2010-118 is attached to and made a permanent part of these official Authority minutes. The open session of the meeting reconvened at 11:05 a.m. Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Present	Absent
Chairman James S. Simpson	X	
Vice-Chairman Mark Summerville		X
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine	X	
Commissioner James U. Gaymon, Jr.	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Louis Toscano	X	
Commissioner Timothy Lizura		X

Executive Report

Chairman Simpson asked for the presentation of the Executive Report. Mr. Mueller presented the October 2010 Executive Report.

Committee Reports

Mr. Mueller reported that all committees met on October 5th. The Commissioners were briefed on the resolutions being presented for approval at the October 19, 2010 Board meeting, as well as Banking Services, SJTA Policies, the Atlantic City Expressway's Median Cross-Over Protection Project, personnel issues and upcoming requests for proposals.

Public Response to Agenda Items

Chairman Simpson asked the public for comments on any of the agenda items. There was no response from the public.

Approval of Bills

Chairman Simpson asked for the presentation of the bills. Mr. Mueller stated that the bills had been mailed for review prior to the meeting and were presented for approval. Chairman Simpson called for a motion to approve the bills. Whereupon, motion was moved by Commissioner Devine and seconded by Commissioner McDevitt, approving the bills. Chairman Simpson asked for questions on the motion. No questions were asked. Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Motion	2 nd	Yea	Nay	Abstain	Recused	Absent
Chairman Simpson			X				
Vice-Chairman Summerville							X
Commissioner April			X				
Commissioner Devine	X		X				
Commissioner Gaymon			X				
Commissioner McDevitt		X	X				
Commissioner Ripa			X				
Commissioner Toscano			X				

Commissioner April approved all bills but recused himself from voting on the bills from the firm Cooper, Levenson, April, Niedelman & Wagenheim.

Resolutions and Motions:

Chairman Simpson asked Mr. Mueller to present the resolutions. Resolution 2010-116 was presented to the Commissioners for approval. Chairman Simpson called for a motion to approve Resolution 2010-116, whereupon, the motion as presented, was moved by Commissioner April and seconded by Commissioner Gaymon, approving the resolution. Commissioner Ripa abstained from voting. Chairman Simpson asked for questions on the motion. No questions were asked. Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Motion	2 nd	Yea	Nay	Abstain	Recused	Absent
Chairman Simpson			X				
Vice Chairman Summerville							X
Commissioner April	X		X				
Commissioner Devine			X				
Commissioner Gaymon		X	X				
Commissioner McDevitt			X				
Commissioner Ripa					X		
Commissioner Toscano			X				

A copy of Resolution 2010-116 is attached to and made a permanent part of these official Authority minutes.

RESOLUTION 2010-116 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AFFIRMING PREVIOUS ELIMINATION OF TOLL-FREE PASSAGE ON THE ATLANTIC CITY EXPRESSWAY FOR TRIPS UNRELATED TO OFFICIAL AUTHORITY BUSINESS AND DECLARING THAT COMMUTING TO AND FROM WORK IS OUTSIDE THE SCOPE OF PERMISSIBLE TOLL-FREE PASSAGE

Section 19:2-6.2 (a) (1) and (2) of the New Jersey Administrative Code permits but does not require the Authority to provide toll-free passage for Commissioners, executive staff members, employees of the Authority and members of the State Police assigned to the Authority in the actual course of performance of duties or while traveling to or from the place of performance of such duties. In September 2008, the Authority eliminated all toll-free passage for retirees and specifically limited toll-free passage for employees to Authority business purposes only. In September 2008, the Commissioners voluntarily waived any provision for their toll-free passage on the Expressway. The Commissioners recognize the persuasive force of the Governor's request that the Authority abolish any and all toll free passage unrelated to official Authority business; and therefore via this resolution, desire to affirm, establish and declare that commuting to and from work is outside the scope of permissible toll-free passage and does not constitute Authority business and therefore is not allowable.

Resolution 2010-117 was presented to the Commissioners for approval. Chairman Simpson called for a motion to approve Resolution 2010-117, whereupon, the motion as presented, was moved by Commissioner April and seconded by Commissioner Devine, approving the resolution. Chairman Simpson asked for questions on the motion. No questions were asked. Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chairman Simpson			X				
Vice-Chairman Summerville							X
Commissioner April	X		X				
Commissioner Devine		X	X				
Commissioner Gaymon			X				
Commissioner McDevitt			X				
Commissioner Ripa			X				
Commissioner Toscano			X				

A copy of Resolution 2010-117 is attached to and made a permanent part of these official Authority minutes.

RESOLUTION 2010-117 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY REVISING SICK AND VACATION LEAVE POLICIES SO AS TO REDUCE MONETARY COMPENSATION FOR UNUSED LEAVE TIME

The Authority desires to revise previous Authority policy which provided employees with the opportunity, contingent upon the number of sick and vacation days utilized in a given year, to receive monetary compensation for up to a maximum of ten sick days for most employees and a maximum of fifteen sick days for certain employees under specific circumstances and a maximum of fifteen vacation days. This resolution will eliminate such policy and practice in its entirety. In addition, Authority employees were, upon retirement, entitled to receive monetary compensation for unused sick days up to a maximum of \$17,500.00. The Authority desires to set the maximum for such compensation upon retirement to \$15,000.00 in accordance with changes in the law. The Authority wishes to reduce the number of vacation days previously provided to Authority employees holding the title of Director, or above, from thirty days to twenty days, except as in accordance with the Authority's policy for employees whose terms of employment are covered by a collective bargaining agreement whereby thirty days of vacation is earned only after twenty-eight years of consecutive service. As there are certain collective bargaining agreements currently in place which govern the terms and conditions of certain Authority employees, the changes established by this Resolution shall be addressed through contract negotiations.

Resolution 2010-104 and Resolutions 2010-106 through 2010-113 and 2010-115 were presented to the Commissioners for approval. These agenda items were presented via Consent Agenda and were voted upon via a single roll call. Chairman Simpson called for a motion to approve Resolution 2010-104 and Resolutions 2010-106 through 2010-113 and 2010-115. Whereupon, the motion as presented, was moved

by Commissioner McDevitt and seconded by Commissioner Devine, approving the resolutions. Chairman Simpson asked for questions on the motion. No questions were asked. Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Motion	2 nd	Yea	Nay	Abstain	Recused	Absent
Chairman Simpson			X				
Vice-Chairman Summerville							X
Commissioner April			X				
Commissioner Devine		X	X				
Commissioner Gaymon			X				
Commissioner McDevitt	X		X				
Commissioner Ripa			X				
Commissioner Toscano			X				

A copy of Resolutions 2010-104, Resolutions 2010-106 through 2010-113 and 2010-115 are attached to and made a permanent part of these official Authority minutes.

RESOLUTION 2010-104 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE APPOINTMENT OF HUTCHINS, FARRELL, MEYER & ALLISON, PA, OF TOMS RIVER, NEW JERSEY FOR PROFESSIONAL AUDITING SERVICES

On July 9th and 10th, 2010 the Authority publically advertised for Requests for Proposals for Professional Auditing Services. On July 30, 2010 the Authority received seven (7) proposals. On October 6, 2010, the Audit Evaluation Committee comprised of Authority Commissioners met to rank the reviewed proposals. At this meeting, it was determined that Hutchins, Farrell, Meyer & Allison, PA, of Toms River, New Jersey was the highest ranked proposer, with a competitively priced proposal. The Audit Committee also met on October 6, 2010 and accepted the Audit Evaluation Committee’s recommendation to award a contract to Hutchins, Farrell, Meyer & Allison, PA, of Toms River, New Jersey for Professional Auditing Services, in an amount not to exceed \$40,000.00 per year for Auditing Services for the years 2010 and 2011. The term of this contract is for two years with two one-year options to renew. This firm will be expected to provide a thorough audit of the Authority’s comparative financial statements for the purpose of determining whether the financial statements present fairly in all material respects, the respective financial position of the Authority and the changes in its net assets and cash flows in conformity with generally accepted accounting principles.

RESOLUTION 2010-105 WAS NOT INTENTIONALLY ASSIGNED.

RESOLUTION 2010-106 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO EVERGREEN ENVIRONMENTAL, LLC, OF WAYNE, PENNSYLVANIA, IN ASSOCIATION WITH TRIDENT ENVIRONMENTAL CONSULTANTS OF TOMS RIVER, NEW JERSEY TO PROVIDE RIPARIAN ZONE MITIGATION CONSULTANT SERVICES

Riparian Zone Mitigation Consultant Request for Proposals were publicly advertised and placed on the SJTA website and the State’s OEG Opportunities website on August 10th and August 11th, 2010. This service is to provide Riparian Zone Mitigation Services required for the Atlantic City Expressway Third Lane Widening Program. On August 31, 2010, one (1) proposal was received, opened and tabulated. The Consultant will address and complete the requirements for the DEP permit for the Third Lane Widening Project including site investigations, preparation of the final concept plan, site or easement acquisition, final approval from the DEP, installation of specified plants, annual monitoring and maintenance, and filing of the appropriate deed restriction conservation easement. A recommendation was made that the Riparian Zone Mitigation Consultant contract be awarded to Evergreen Environmental LLC of Wayne, Pennsylvania in association with Trident Environmental Consultants of Toms River, New Jersey for a contract amount not to exceed \$1,369,277.00.

RESOLUTION 2010-107 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO CHEMUNG SUPPLY CORPORATION, OF ELMIRA, NEW YORK FOR GUIDE RAIL PARTS AND SUPPLIES

On August 2nd and 3rd, 2010, the Authority publicly advertised for bids for the purchase of guide rail parts and supplies. On September 8, 2010 two bids were received, opened and tabulated. Chemung Supply Corp., of Elmira, New York was determined to have submitted the lowest responsible bid. This contract is a price agreement whereby items are ordered as needed, contingent upon the availability of funds in the applicable budget year. The term of this contract shall be one (1) year with an option to renew for one (1) additional year.

RESOLUTION 2010-108 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO R.E. PIERSON CONSTRUCTION COMPANY, OF WOODSTOWN, NEW JERSEY FOR THE JET BRIDGE REINFORCEMENT PROJECT

On September 2nd and September 3rd, 2010, the Authority publicly advertised for bids for the Jet Bridge Reinforcement Project. On September 17, 2010 four (4) bids were received, opened and tabulated. R.E. Pierson Construction Company, of Woodstown, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$226,730.00. This contract includes the installation of six (6) forty (40') foot by nineteen (19") inch deep concrete pads poured in the main landing gear position of the Atlantic City International Airport parked aircraft. Concrete pads will be installed at gates 1 through 6.

RESOLUTION 2010-109 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO MAGUIRE ELECTRICAL CONSTRUCTION, LLC OF EGG HARBOR TWP., NEW JERSEY FOR THE AIRFIELD LIGHTING VAULTS (ALVS) AND GENERATOR BUILDING FIRE ALARM SYSTEM

On August 20th and August 21st, 2010, the Authority publicly advertised for bids for the Airfield Lighting Vaults (ALVS) and Generator Building Fire Alarm System. On September 21, 2010 three (3) bids were received, opened and tabulated. Maguire Electrical Construction, LLC, of Egg Harbor Township, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$112,219.00. This contract includes the installation of new networked peer to peer fire alarm detection and notification system for the primary and secondary airfield lighting vault and generator building.

RESOLUTION 2010-110 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO ACCENT FENCE OF EGG HARBOR CITY, NEW JERSEY FOR THE AIR OPERATIONS AREA (AOA) GATE REPLACEMENTS

On August 13th and August 14th, 2010, the Authority publicly advertised for bids for the Air Operations Area (AOA) Gate Replacements. On September 10, 2010, three (3) bids were received, opened and tabulated. Accent Fence of Egg Harbor City, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$138,261.00. This project consists of the replacement of two existing AOA vehicular access gates. Each gate requires the replacement of an existing sliding gate, hydraulic operator, safety sensors, and vehicle detection loops in addition to testing and troubleshooting existing fiber optic connections, access control equipment, and CCTV equipment.

RESOLUTION 2010-111 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO MODULAR GENIUS, INC. OF BEL AIR, MARYLAND FOR THE PURCHASE AND DELIVERY OF TWO (2) NEW 12' X 60' MOBILE OFFICE TRAILERS

On September 17th and September 18th, 2010, the Authority publicly advertised for bids for the purchase and delivery of two (2) new 12' X 60' Mobile Office Trailers. On October 1, 2010 six (6) bids were received, opened and tabulated. Modular Genius, Inc. of Bel Air, Maryland was deemed the lowest responsible bidder in an amount not to exceed \$57,802.70. This contract includes two (2) new 12' X 60' mobile office trailers, which will provide additional office and storage space as well as rest facilities for workers during snow removal and ice control operations. The trailers will be delivered on-site to the East and West Maintenance Facility locations.

RESOLUTION 2010-112 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AWARD OF A CONTRACT TO SOUTH JERSEY BOBCAT, OF SEWELL, NEW JERSEY FOR THE PURCHASE AND DELIVERY OF (1) ONE NEW SKID STEER LOADER WITH ATTACHMENTS, (1) ONE NEW COMPACT TRACK LOADER WITH ATTACHMENTS, AND (1) ONE NEW 20 FOOT FLATBED TRAILER, 14,000 LB., FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT

On August 31 and September 1, 2010, the Authority publicly advertised for bids for purchase and delivery of one (1) New Skid Steer Loader with an angle broom, snow blade and bucket, one (1) New Compact Track Loader with an angle broom grader and bucket, and one (1) New 20 foot flatbed trailer with a capacity of 14,000lbs. for the Atlantic City International Airport. On Thursday, September 16, 2010, three (3) bids were received, opened and tabulated. South Jersey Bobcat of Sewell, New Jersey was deemed the lowest responsive, responsible bidder in an amount not to exceed \$91,251.00 for all three items. This type equipment was specified to be utilized primarily as snow removal equipment in smaller hard to reach areas of the Airport, such as sidewalks, non-public parking areas and walkways on the aircraft apron. The additional attachments will also allow the airport to use this equipment for minor perimeter dirt road grading and airport safety area grading. In the future the airport may purchase additional attachments for this equipment if it proves cost effective.

RESOLUTION 2010-113 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AUTHORITY TO ENTER INTO THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION’S “NJDEP” SITE REMEDIATION PROGRAM WHICH WILL PROVIDE FUNDING FOR THE BUTLER AVIATION FUEL FARM ENVIRONMENTAL REMEDIATION PROJECT AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

Remington and Vernick Engineers (“R&V”) will provide engineering services to the SJTA for the investigation and remediation of the Butler Aviation’s fuel farm at the Atlantic City International Airport. Butler Aviation failed to maintain the on-going remediation and the NJDEP secured the remediation funding. Utilizing the NJDEP’s Licensed Site Remediation Professional Program, R&V Engineers will oversee the remediation efforts and act as the NJDEP under this program using their Licensed Site Remediation Professional. R&V will perform additional testing, monitoring well redevelopment, contaminated soil delineation and removal, data analysis and report preparation to provide a clean site and obtain a No Further Action status under a Response Action Outcome document. NJDEP has secured funding for this program in the amount of \$161,838.28.

Resolution 2010-114 was presented to the Commissioners separately as Commissioner McDevitt recused himself for participating in any discussion, or voting on this resolution. Chairman Simpson called for a motion to approve Resolution 2010-114, whereupon, the motion as presented, was moved by Commissioner Devine and seconded by Commissioner April, approving the resolution. Chairman Simpson asked for questions on the motion. No questions were asked. Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chairman Simpson			X				
Vice Chairman Summerville							X
Commissioner April		X	X				
Commissioner Devine	X		X				
Commissioner Gaymon			X				
Commissioner McDevitt						X	
Commissioner Ripa			X				
Commissioner Toscano			X				

A copy of Resolution 2010-114 is attached to and made a permanent part of these official Authority minutes.

Petitions or Communications, Unfinished Business and New Business

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

General Comment

Chairman Simpson asked for any general comments. There were no general comments.

Adjournment

There being no further business, Chairman Simpson called for a motion to adjourn the meeting. Whereupon, motion was moved by Commissioner Devine and seconded by Commissioner McDevitt to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 11:20 a.m.

Submitted by:

Susan Lubrano, Authority Board Secretary

Note: An Executive Session was held at this meeting.