

**MINUTES OF MEETING
THE DELAWARE RIVER AND BAY AUTHORITY
VIDEO/TELECONFERENCE CONDUCTED FROM
Delaware Memorial Bridge Complex
Monday, September 20, 2021**

The meeting convened via Zoom at 10:03 a.m. with Chairperson Hogan presiding.

The opening prayer was given by Vice-Chairperson Lathem, followed by the Pledge of Allegiance.

Chairperson Hogan called on the Authority Assistant Secretary to read the meeting notice. The Assistant Secretary announced that a notice of the meeting had been distributed to the offices of the Governor of New Jersey and the Governor of Delaware, to appropriate staff members and consultants, to the press in both States and to any other individuals who had indicated an interest in receiving a copy of the meeting.

The Assistant Secretary announced in order to adhere to applicable guidelines, until further notice, the public will not be permitted physical attendance to DRBA Committee and Board meetings. Therefore, until further notice, meetings are held electronically via Zoom.

Chairperson Hogan called on the Assistant Secretary to take the roll.

Commissioners from New Jersey

James N. Hogan, Chairperson**
Shirley R. Wilson*
Ceil Smith **
Sheila McCann - absent
M. Earl Ransome, Jr.*
Heather Baldini*

Commissioners from Delaware

Samuel Lathem, Vice-Chairperson**
Crystal L. Carey*+
Henry J. Decker*
Vacant
Michael Ratchford*
Veronica O. Faust *

*Attended via telephonic/Zoom video

** Physically present in James Julian Boardroom

+Entered the Zoom meeting at 10:11 just after the start of the Executive Session.

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Chairperson Hogan called for the acceptance of a New Meeting date for the regularly scheduled September meeting.

Vice-Chairperson Lathem made motion to accept the new date, seconded by Commissioner Smith, and the motion carried by a voice vote of 9-0

Chairperson Hogan called for the acceptance of the Agenda.

Vice-Chairperson Lathem made a motion to accept the Agenda, seconded by Commissioner Smith, and the motion carried by a voice vote of 9-0.

Chairperson Hogan called for the acceptance of the revised Board Committee Assignments for 2021.

Vice-Chairperson Lathem made a motion to accept the revised Board Committee Assignments for 2021, seconded by Commissioner Smith, and the motion carried by a voice vote of 9-0.

Chairperson Hogan called for a motion to move to Executive Session. Vice-Chairperson Lathem made a motion, seconded by Commissioner Smith, and the motion carried by voice vote of 9-0.

Members of the public attending via Zoom were placed into the waiting room during the Executive Session.

The Executive Session started at 10:08 a.m. and ended at 11:24 a.m.

At the conclusion of the Executive Session, Chairperson Hogan reopened the meeting to the public, and recessed the Board meeting for the purpose of conducting Committee Meetings.

The Committee meetings started at 11:24 a.m. and ended at 12:17 p.m. During that time, the following committee meetings were held:

Budget & Finance
Economic Development
Personnel
Projects

At the conclusion of the Committee meetings, Chairperson Hogan called the meeting back to order at 12:17 p.m.

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11832. APPROVAL OF THE JULY 29, 2021 MINUTES

Vic-Chairperson Lathem made a motion to approve meeting minutes for July 29, 2021, seconded by Commissioner Smith, and approved by a voice vote of 10-0.

11833. APPROVAL OF THE AUGUST 19, 2021 MINUTES

Vic-Chairperson Lathem made a motion to approve meeting minutes for August 19, 2021, seconded by Commissioner Wilson, and approved by a voice vote of 10-0.

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11834. DELAWARE RIVER AND BAY AUTHORITY – TRAFFIC AND REVENUE SUMMARY.

The Chief Financial Officer (CFO) presented charts showing Actual versus Projected Revenues for the Delaware Memorial Bridge, the Cape May-Lewes Ferry, Airports, Delaware City-Salem Ferry Crossing and Food Service for July 2021 and August 2021.

Without objection, the charts were ordered filed with the permanent records of the Authority.

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11835. DELAWARE RIVER AND BAY AUTHORITY – STATEMENT OF INCOME AND EXPENSE.

The CFO presented charts showing statements of income and expense for July 2021 and August 2021 with comparisons to the same periods last year.

Without objection, the charts were ordered filed with the permanent records of the Authority.

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11836. DELAWARE RIVER AND BAY AUTHORITY – OPERATING EXPENSE BY DIVISION.

The CFO presented charts for July 2021 and August 2021 showing expenses by division for the quarter to date vs. the projected quarter and for year to date vs. total budget.

Without objection, the charts were ordered filed with the permanent records of the Authority.

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11837. DELAWARE RIVER AND BAY AUTHORITY – CAPITAL IMPROVEMENT PROGRAM.

The CFO presented charts for July 2021 and August 2021 showing the capital budget for crossing and economic development projects and dollars committed to date for the projects. The chart also included cash expenditures spent to date for the committed projects.

Without objection, the charts were ordered filed with the permanent records of the Authority.

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11838. DELAWARE RIVER AND BAY AUTHORITY – CASH POSITION (MARKET VALUE) FOR JULY 31, 2021, AND AUGUST 31, 2021.

The CFO presented charts indicating the cash fund balances for the entire Authority.

Without objection, the charts were ordered filed with the permanent records of the Authority.

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11839. PUBLIC COMMENT ON ACTION ITEMS

Chairperson Hogan noted that (2) Contract Awards, (1) Contract Close-Out, and (6) Resolutions were being considered at today's meeting.

All action items have been reviewed, and recommended for consideration, during today's Committee meetings. He then called for public comment.

There were no public comments.

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11840. AWARD OF CONTRACT #ILG-21-11 AIR TRAFFIC CONTROL TOWER PAINTING AND CARPET REPLACEMENT

The Chief Operations Officer (COO) noted that a public opening bid was held on August 17, 2021. The COO and Projects Committee recommended awarding the contract to the lowest responsible bidder Lawrence C. Bathon Builders Inc. of Elkton, Maryland, in the amount of \$73,015.00.

A motion to award CONTRACT #ILG-21-11 to the aforementioned firm was made by Commissioner Smith, seconded by Commissioner Ransome, and approved by a voice vote of 9-0-1. Commissioner Faust abstained from voting.

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11841. AWARD OF CONTRACT #33N-21-02 – OBSTRUCTION REMOVAL

The Chief Operations Officer (COO) noted that a public opening bid was held on September 1, 2021. The COO and Projects Committee recommended awarding the contract to the lowest responsible bidder Peter Downes & Son Inc. of West Milford, New Jersey, in the amount of \$369,160.00.

A motion to award CONTRACT #33N-21-02 to the aforementioned firm was made by Commissioner Ransome, seconded by Commissioner Smith, and approved by a voice vote of 10-0.

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11842. CLOSE-OUT CONTRACT #DMB-18-03- MISCELLANEOUS STEEL
REPAIRS – 1ST AND 2ND STRUCTURES

Contract #DMB-18-03 – MISCELLANEOUS STEEL REPAIRS – 1ST AND 2ND STRUCTURES
awarded to Cornell & Company of Woodbury, New Jersey.

It is recommended that the Authority accept this project and make the final payment to the contractor.
The final cost of this project is \$6,567,632.42.

A motion to Close-Out Contract #DMB-18-03 was made by Commissioner Ransome, seconded by
Commissioner Ratchford, and approved by a voice vote of 9-0-1. Commissioner Hogan abstained from
voting.

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11843. CHAIRPERSON’S CALL FOR RESOLUTIONS BEFORE THE
BOARD

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**RESOLUTION 21-35 - AUTHORIZING AUTHORITY EXPENDITURES PURSUANT TO
RESOLUTION 01-84 FOR THE PERIOD, JANUARY 1, 2021 THROUGH DECEMBER 31, 2021**

WHEREAS, The Delaware River and Bay Authority (the “Authority”) adopted Resolution
01-84 requiring Commissioner review and approval of all Authority expenditures in excess of \$25,000;
and

WHEREAS, the Authority anticipates expenditures at or over the \$25,000 amount to the
following vendors:

DELAWARE RIVER & BAY AUTHORITY
VENDORS PROJECTED TO BE PAID OVER \$25,000
FOR THE PERIOD 1/1/21 THROUGH 12/31/21

VENDOR	PURCHASE DESCRIPTION	CLASSIFICATION	ESTIMATED \$
Abel Fence, LLC	Replacement Security Gates at DMB	Quotes	\$37,000
Clark Equipment Company d/b/a Bobcat Company	Replacement Compact Track Loader and Attachments	State Contract	\$49,000
ConvergeOne, Inc.	Authority-wide Migration to Avaya Cloud Office	Committee Waiver	\$132,000

NOW, THEREFORE, BE IT RESOLVED, that the Authority authorizes expenditures to the above-listed vendors for the described purposes and authorizes payment.

A motion to approve Resolution 21-35 was made by Commissioner Decker, seconded by Commissioner Carey, and approved by a roll call vote of 10-0.

Resolution 21-35 - Executive Summary Sheet

Resolution: Authorizing Authority Expenditures Pursuant to Resolution 01-84 for the period January 1, 2021 through December 31, 2021.

Committee: Budget & Finance

Committee and Board Date: September 20, 2021

Purpose of Resolution:

Authorizes expenditures of \$25,000 or greater with the identified vendors during the 2021 calendar year.

Background for Resolution:

The proposed Resolution meets the requirements of Resolution 01-84, whereby the Authority shall not enter into any contract committing the Authority to spend or make any other expenditures relating to services, material and supplies in the amount of \$25,000 or more unless it has first been approved by a vote of Commissioners.

Purchase Detail:

Abel Fence, LLC: Replacement Security Gates at DMB

The Authority plans to hire a contractor to provide the necessary labor and materials to replace two (2) security gates and the accompanying electric operators at the base of the

Delaware Memorial Bridge on the New Jersey side. A similar request for approval to exceed the \$25,000 threshold was approved at the July 2021 Committee Meeting, however the awarded contractor (Pioneer Fence) is unable to meet their commitment. Abel Fence, LLC was the second low bidder from the previous request.

Clark Equipment Company d/b/a Bobcat Company: Replacement Compact Track Loader and Attachments

The Authority plans to replace a Bobcat Compact Track Loader currently housed at our Delaware Memorial Bridge facilities which has exceeded its useful life and meets the Authority's equipment replacement criteria. The replacement skid-steer will be a similar Bobcat MT100 Mini Track Loader. Clark Equipment Co is an authorized dealer of Bobcat equipment and offers the Authority competitive, low-bid pricing according to its contract awarded by the state (*GSS20750-EQUIP_HD*). Under Title 29 Section 6933, the state has joined a cooperative contract for the procurement of Construction Equipment (*Sourcewell Contract #040319-CEC: Compact Construction Equipment*).

ConvergeOne, Inc: Authority-wide Migration to Avaya Cloud Office

The Authority's Avaya phone system is currently comprised of over 500 telephone handsets, 25 fax lines, the CMLF Reservation Department call center and Police Dispatch center. This "premise-based" phone system has experienced an increasing number of phone system outages due to limited redundancy. Our previous system integrator, ConvergeOne has developed a solution to lead the Authority to a cloud-based Avaya platform that will provide the redundancy and capabilities that the Authority needs (Avaya Cloud Office powered by Ring Central Contact Center). ConvergeOne, Inc. is an authorized provider and reseller of SYNnex Corporation (Avaya Cloud Office) and RingCentral products and services. Additionally, the Authority has negotiated significant hardware discounts and greatly-reduced annual service costs (over-\$400K in cost savings/avoidances) over the life of a 5-year agreement with ConvergeOne.

Classification Definitions:

Committee Waiver. The Budget and Finance Committee, in consideration of the overall procurement process, may increase or waive the thresholds established in paragraphs 1 and 2 of Resolution 98-31 for the following reasons: operational needs and issues, a need for uniformity and continuity in materiel and services required by the Authority, and unique or special needs of the Authority including, but not limited to, the desirability of owner-furnished materiel and supplies in vessel repair, maintenance, renovation and rehabilitation (DRBA Resolution 98-31 Part 3)

Quotes. A purchase of equipment, supplies or non-professional services or a contract for construction or construction management that is anticipated to cost between \$25,000 and \$49,999 during a calendar year and for which the Authority has solicited written quotes. *"Contracts for materiel and supplies and non-professional services, awarded to any [vendor for an amount of] more than \$25,000 but less than \$50,000 in the aggregate require the solicitation of three written quotes or all available sources, whichever is less... Construction management contracts or construction contracts... which are less than \$50,000 do not*

require formal solicitation of competitive prices and, if more than \$25,000 but less than \$50,000 require the solicitation of three written quotes or all available sources, whichever is less...” (DRBA Resolution 98-31 Part 4).

State Contract. A purchase of equipment, supplies or non-professional services which, under normal circumstances, would require competitive bidding, however the vendor has agreed to provide the goods or services to the Authority at fees less than or equal to that vendor’s respective contract as awarded by the State of Delaware or New Jersey. *“Any contract for the purchase of materiel and supplies and non-professional services....which contract individually exceeds \$50,000, or in the combination with other contracts, exceeds \$50,000 in any one calendar year shall be pursuant to a contract entered into by the Authority after competitive bidding. This provision shall not apply to purchases by the Authority from suppliers in cases where the Authority is purchasing at prices pursuant to contracts awarded by the States of Delaware or New Jersey for state agencies.”* (DRBA Resolution 11-36 Part 2.a.).

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RESOLUTION 21-36 - LEASE AMENDMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND FERRY PARK, LLC AT THE CAPE MAY FERRY TERMINAL

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Cape-May Lewes Ferry (“CMLF”) which includes the terminal building located in Cape May, New Jersey (the “Cape May Terminal Building”); and

WHEREAS, Ferry Park, LLC owned by Jack Wright, has entered into a Lease Agreement with an initial term of ten years for approximately 11,748 rentable square feet of space in the Cape May Terminal Building and 15,547 rentable square feet of contiguous patio space (the “Leased Premises”) and have periodic exclusive access to the contiguous green; and

WHEREAS, on April 20, 2021, the Board passed Resolution 22-10 authorizing the Executive Director to finalize the terms and conditions of the Lease Agreement with Ferry Park, LLC; and

WHEREAS, on May 18, 2021, the Board passed Resolution 21-22 which reduced the annual base rent from One-Hundred Twenty-Five Thousand Dollars (\$125,000.00) to Ninety-Six Thousand, Seven Hundred and Fifty Dollars (\$96,750.00) annual base rent during the first year of the lease while other terms and conditions forth in Resolution 21-10 remained unchanged; and

WHEREAS, that change contemplated a monthly base rent of One-Thousand Dollars (\$1,000.00) for a period of three months; and

WHEREAS, Ferry Park, LLC has not yet obtained approval for it to sell and serve alcohol from the New Jersey Division of Alcoholic Beverage Control; and

WHEREAS, liquor service and sales are being done by the Authority on behalf of Ferry Park, LLC pursuant to a Concessionaire Agreement between the parties which is incorporated into the lease; and

WHEREAS, the Authority has been advised that New Jersey Division of Alcoholic Beverage Control is requiring some changes to the Concessionaire Agreement while it reviews Ferry Park, LLC's application; and

WHEREAS, the parties have agreed to adjust the monthly base rent, retroactive to September 1, 2021, to One Thousand Dollars (\$1,000.00) per month during the first year of the lease; and

WHEREAS, the monthly base rent reduction shall immediately cease upon issuance of a permit for the sale and service of alcohol from the New Jersey Division of Alcoholic Beverage Control to Ferry Park, LLC; and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Lease Amendment with Ferry Park, LLC and, with the advice and consent of counsel, to have such Lease Amendment executed by the Chairperson, Vice Chairperson, and the Executive Director.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of an amended Concessionaire agreement and, with the advice and consent of counsel, to have such agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 21-36 was made by Commissioner Smith, seconded by Commissioner Faust, and approved by a roll call vote of 10-0.

Resolution 21-36 - Executive Summary

Resolution: Authorizing the Execution of a Lease Amendment between the Delaware River and Bay Authority and Ferry Park, LLC

Committee: Budget & Finance

Committee/Board Date: September 20, 2021

Purpose of Resolution: To authorize a lease amendment with Ferry Park, LLC to operate food and retail establishments in the Cape May Terminal Building of the Cape May Lewes Ferry.

Background for Resolution: Ferry Park, LLC entered into a Lease Agreement with DRBA for the restaurant at the Cape May Ferry Terminal. Ferry Park must continue to serve and sell alcohol under a Concessionaire Agreement with the DRBA until their permit for the sale and service of alcohol is granted by the State of New Jersey New Jersey Division of Alcoholic Beverage Control has requested amendments to the Concessionaire Agreement while it reviews Ferry Park's application. In May, DRBA

agreed to reduce base rent to \$1,000.00 per month for a period of three months while NJABC reviewed Ferry Park, LLC's application. Ferry Park has not yet received NJABC approval. DRBA intends to continue this reduced rent (including retroactively for the month of September 2021) until such time as Ferry Park obtains the appropriate permit to serve and sell liquor from NJABC. All other terms and conditions previously authorized by the Board in Resolutions 21-10 and 21-22 remain unchanged.

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RESOLUTION 21-37 - AUTHORIZES A LEASE AMENDMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND LASIRENA77, LLC. AT THE CAPE MAY AIRPORT

WHEREAS, the Delaware River and Bay Authority (the "Authority"), is the operator of the Cape May Airport (the "Airport"), Cape May, New Jersey; and

WHEREAS, Lasirena77, LLC. ("Lasirena") leases approximately 1,500 square feet of warehouse/store front space located in Unit 4 Building 96 at the Cape May Airport; and

WHEREAS, Lasirena has leased the space since January 1, 2017 and is currently getting ready to enter into their final two year renewal period; and

WHEREAS, Lasirena has advised the Authority that it wishes to make improvements to the kitchen area of the Leased Premises and wishes to extend their term; and

WHEREAS, the Authority has agreed to provide Lasirena with Two (2) additional three (3) year renewal options; and

WHEREAS, rent shall adjust to the then current Fair Market Value (FMV) at the beginning of each renewal term; and

WHEREAS, rent shall be adjusted during each term annually by the Annual Consumer Price Index (CPI); and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Amendment with Lasirena77, LLC., and with the advice and consent of counsel, to have such agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 21-37 was made by Commissioner Ransome, seconded by Commissioner Wilson, and approved by a roll call vote of 10-0.

Resolution 21-37 - Executive Summary

Resolution: Authorizing the Execution of a Lease Amendment between the Delaware River and Bay Authority and Lasirena77 LLC., regarding the Cape May Airport

Committee: Economic Development

Committee Date: September 20, 2021

Board Date: September 20, 2021

Purpose of Resolution: To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a lease amendment for space at the Cape May Airport.

Background for Resolution:

The Delaware River and Bay Authority operates Building 96 located in the Cape May Airport Industrial Park. Lasirena77, LLC leases Unit 4 in Building 96 in order to operate a food production and retail sales business. The owner of Lasirena currently has locations in Cape May and West Cape May, operating under the name of The Red Store and the Little Store. They are looking to make improvements to the kitchen area in order to support these businesses. Lasirena has asked for additional renewal terms in order to be able to recoup their investments. The store front currently operates as Dawgtown.

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RESOLUTION 21-38 - LEASE AMENDMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND MAVERICK AIR, LLC.

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the New Castle Airport (“Airport”); and

WHEREAS, Maverick Air, LLC (“Maverick”) currently leases 25 % of the hangar, shop and office space in a facility commonly referred to as Hangar A at the New Castle Airport; and

WHEREAS, Maverick would like to exercise its second and final renewal term thereby extending the lease through October 31, 2022, provided, however, it would like to have the right to terminate the lease early; and

WHEREAS, the Authority and the Tenant have agreed that Maverick shall have the right to terminate the agreement with notice and the payment of an early termination fee equal to Fifty (50%) percent of the remaining rent of the term; and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Agreement with Maverick Air, LLC, and, with the advice and consent of counsel, to have such Agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 21-38 was made by Commissioner Smith, seconded by Commissioner Ratchford, and approved by a roll call vote of 9-0-1. Commissioner Faust abstained from voting.

Resolution 21-38 - Executive Summary

Resolution: Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and Maverick Air, LLC, regarding New Castle Airport

Committee: Economic Development

Committee Date: September 20, 2021

Board Date: September 20, 2021

Purpose of Resolution: To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a Lease Agreement for space at the New Castle Airport.

Background for Resolution: The Delaware River and Bay Authority owns a hangar located at 137 North DuPont Hwy commonly referred to as Hangar A at the New Castle Airport. Maverick wishes to renew their lease for hangar space. They have occupied this space at the airport since 2001. Maverick has requested a right to terminate early. This amendment has negotiated the termination payment in advance.

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A RESOLUTION 21-39 - LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND VELOCITY MAINTENANCE SOLUTIONS, LLC.

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the New Castle Airport (“Airport”); and

WHEREAS, Velocity Maintenance Solutions, LLC. (“Velocity”) desires to lease hangar and shop space in a facility commonly referred to as 6 DRBA Way at the New Castle Airport on the following schedule; and

-) Initially lease 25%
-) At 9 months increase to 50%
-) At 14 months increase to 100%

WHEREAS, Velocity has agreed to pay the Authority rental rate based upon our annual rate of Three Hundred and Eighty-Four Thousand Dollars (\$384,000.00) and the percentage of the hangar they will be leasing; and

WHEREAS, the initial term of the Lease (“Lease Agreement”) is for three (3) years; and

WHEREAS, Velocity shall have the right to renew this agreement for two (2) additional five (5) year periods; and

WHEREAS, rent during the initial term and after the first year of any renewal term shall increase annually by the Consumer Price Index (CPI); and

WHEREAS, rent shall increase at the beginning of each renewal term by the current Fair Market Value (FMV); and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Agreement with Velocity Maintenance Solutions, LLC., and, with the advice and consent of counsel, to have such Agreement executed by the Chairperson, Vice-Chairperson and the Executive Director.

A motion to approve Resolution 21-39 was made by Commissioner Smith, seconded by Commissioner Ransome, and approved by a roll call vote of 9-0-1. Commissioner Faust abstained from voting.

Resolution 21-39 - Executive Summary

Resolution: Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and Velocity Maintenance Solutions, LLC, regarding New Castle Airport

Committee: Economic Development

Committee Date: September 20, 2021

Board Date: September 20, 2021

Purpose of Resolution: To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a Lease Agreement for space at the New Castle Airport.

Background for Resolution: The Delaware River and Bay Authority owns a hangar located at 6 DRBA Way at the New Castle Airport. Velocity wishes to lease space in the hangar in order to start and operate a new 145 maintenance operation. They will be drawing down space on a graduated basis while they are starting up the business to eventually lease 100% of the hangar.

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RESOLUTION 21-40 - AUTHORIZING AN AMENDMENT TO THE DELAWARE RIVER AND BAY AUTHORITY'S PERSONNEL MANUAL - REVISION TO THE HOLIDAY SCHEDULE

WHEREAS, the Delaware River and Bay Authority (the "Authority") periodically reviews its Personnel Manual for compliance with laws, policy, and practices; and

WHEREAS, on June 17, 2021, President Biden signed Pub. L. 117-17, recognizing June 19th, known as Juneteenth National Independence Day as a federal holiday; and

WHEREAS, the Executive Director and Chief Human Resources Officer have recommended adding Juneteenth as a holiday for all employees and revising the holiday schedule set forth in the Personnel Manual; and

WHEREAS, this revision has been reviewed and approved by the Personnel Committee; and

NOW, THEREFORE, BE IT RESOLVED that the Delaware River and Bay Authority hereby approves the following revision to the holiday schedule in the Delaware River and Bay Authority Personnel Manual effective January 1, 2022, and replaces only the holiday schedule in its entirety as follows:

Section IX, HOLIDAYS/HOLIDAY PAY

All full-time employees shall be compensated for the following holidays:

New Year's Day	Independence Day
Martin Luther King Jr.'s Birthday	Labor Day
Presidents' Day	Veteran's Day
Good Friday	Thanksgiving Day
Memorial Day	Day After Thanksgiving
Juneteenth	Christmas Day

A motion to approve Resolution 21-40 was made by Commissioner Smith, seconded by Commissioner Ransome, and approved by a roll call vote of 10-0.

Resolution 21-40 - Executive Summary Sheet

Resolution: Authorizing an Amendment to the Delaware River and Bay Authority's Personnel Manual – Revision to Holiday Schedule

Committee: Personnel Committee

Committee Date: September 20, 2021

Board Date: September 20, 2021

Purpose of Resolution: To revise the Holiday Schedule for all employees.

Background for Resolution:

A significant mark in history is observed and celebrated on June 19th known as *Juneteenth*, *Emancipation Day*, *Freedom Day*, etc. June 19, 1865, marks the day when Texas became the last state to announce the Emancipation Proclamation, bringing slavery to an end throughout the nation.

The Emancipation Proclamation was issued on January 1, 1863, by President Abraham Lincoln but the last enslaved Black people in Texas did not learn about their freedom until over two (2) years later when Union General Gordon Granger arrived in Galveston to announce the Civil War had ended—Confederate General Robert E. Lee had surrendered approximately two (2) months earlier—and that slavery had been outlawed.

On September 10, 2020, New Jersey Governor Phil Murphy signed legislation designating *Juneteenth* as a State and Public paid holiday.

Spurred on by the advocates and the Congressional Black Caucus, on June 15, 2021, the United States Senate unanimously passed the Juneteenth National Independence Day Act, establishing *Juneteenth* as a U.S. federal holiday; it subsequently passed through the House of Representatives by a 415–14 vote on June 16, 2021.

On June 17, 2021, President Joe Biden signed a proclamation declaring *June 19th* to be known as *Juneteenth Day of Observance* and called upon the people of the United States to acknowledge the end of the Civil War and the emancipation of Black Americans, and to commit together to eradicate systemic racism.

On June 30, 2021, the Delaware legislature unanimously passed HB 119 declaring Juneteenth as a State holiday.

It is important to acknowledge *Juneteenth* as an American holiday.

This resolution acknowledges this American holiday and with its addition, effective January 2022, the Authority will have 12 paid holidays.

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11843. COMMISSIONERS PUBLIC FORUM

Chairperson Hogan called for comments from the public and Commissioners.

There was no additional public comment.

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11844. EXECUTIVE DIRECTOR'S COMMENTS

The Executive Director publicly commended DRBA police officers Long, Hall and Dangerfield. These police officers performed CPR in an effort to save a patron's life at the CMLF Ferry. Officer Long went to the hospital and stayed with the family. These officers went above and beyond in demonstrating teamwork and excellent customer service.

The updated and redesigned DRBA Website, still at www.DRBA.net is up and running. The Executive Director thanked Stephen Williams, Deputy Executive Director, Gerry DiNicola-Owens, Chief Information Officer and Charlotte Crowell, Chief Human Resources, and their staff for all their hard work. The website is a vast improvement over the old website and really focuses on providing information to our customers.

The Executive Director then gave a preliminary report on the employee climate survey. When the first survey was instituted in 2017, only 57% of full-time DRBA employees responded. This year, 71% of full-time employees participated and improvement was noted across all major categories. One particularly positive note was that a majority of our employees feel the DRBA has performed better than expected against the Covid-19 virus. More results will be shared in the next couple of months.

Upcoming Meetings: October 19, 2021 at 10:00 a.m. – James Julian Board Room

There were no public comments.

There were no Commissioner comments.

There being no further business, Chairperson Hogan adjourned the meeting at 12:41 p.m.

Respectfully submitted,

THE DELAWARE RIVER AND BAY AUTHORITY

Stephen D. Williams