

DELAWARE RIVER PORT AUTHORITY

BOARD MEETING

**Camden County Boathouse
7050 North Park Drive
Pennsauken, New Jersey
Wednesday, October 17, 2018**

PRESENT

Pennsylvania Commissioners

Ryan Boyer, Chairman
Sean Murphy (for Pennsylvania Auditor General Eugene DePasquale)
Robert Borski (for Pennsylvania Treasurer Joseph Torsella)
Christopher Lewis, Esq.
Joseph Martz
Gary Masino (via telephone)

New Jersey Commissioners

Jeffrey Nash, Esq., Vice Chairman of the Board
Aaron Nelson (for Ricardo Taylor)
Frank DiAntonio (via telephone)
Richard Sweeney (via telephone)
Charles Fentress
Bruce Garganio

DRPA/PATCO Staff

John Hanson, Chief Executive Officer
Maria Wing, Deputy Chief Executive Officer
Raymond J. Santarelli, General Counsel and Corporate Secretary
Stephen Holden, Deputy General Counsel
Narisa Sasitorn, Deputy General Counsel
Gerry Faber, Assistant General Counsel
James White, Chief Financial Officer
John Lotierzo, Director of Finance
Orville Parker, Manager, Budget/Financial Analysis, Finance
Christina Maroney, Director, Strategic Initiatives
Toni P. Brown, Chief Administrative Officer
Robert P. Hicks, Chief Operating Officer
David Aubrey, Inspector General
John Rink, General Manager, PATCO
Mark Ciechon, Director of Finance, PATCO
Jack Stief, Chief, Public Safety
Richard Mosback, Director, Procurement DRPA/PATCO
William Shanahan, Director, Government Relations

DRPA/PATCO Staff (Continued)

Barbara Holcomb, Manager, Capital Grants
Tonyelle Cook-Artis, Manager, Government Relations
Michael Venuto, Chief Engineer
Mike Williams, Acting Manager, Corporate Communications
Amy Ash, Manager, Contracts Administration
Larry Walton, Bridge Director, Walt Whitman and Commodore Barry Bridges
Sheila Milner, Administrative Coordinator, Corporate Secretary, OGC
Elizabeth Saylor, Administrative Coordinator, Corporate Secretary, OGC
Dawn Whiton, Executive Assistant to the CEO and Deputy CEO

Others Present

Craig Ambrose, Associate Counsel, New Jersey Governor's Authorities Unit
David Rapuano, Esq., Archer & Greiner (New Jersey Counsel)
Jessica Priselac, Esq., Duane Morris LLP (Pennsylvania Counsel)
Mike Devlin, Chairman, Citizens Advisory Committee
Alan Becker, Citizens Advisory Committee
Robert Melikian, Citizens Advisory Committee
Tom Jordan, Citizens Advisory Committee
Steve Benigno, Citizens Advisory Committee
Kathy Venuti, Citizens Advisory Committee
Reggie Haynes (prospective Citizens Advisory Committee)
Brad Falk, Outfront Media
John McShane, Outfront Media
Winston Askie
Michael Mascarelli
Ryan Sankus
Joe Quigley
Mark McMichael

OPEN SESSION**Notice**

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

Roll Call

Chairman Boyer called the meeting to order at 6:28 p.m. and asked that the Corporate Secretary call the roll. The following Commissioners were present, constituting a quorum: Chairman Boyer, Vice Chairman Nash, Borski, Martz, Sweeney, Murphy, Lewis, Garganio, DiAntonio, Nelson, Fentress and Masino.

Public Comment

There were no comments.

Report of the Chief Executive Officer

CEO Hanson stated that the CEO report stood as previously submitted. Mr. Hanson discussed the previous day's problems with service at three of PATCO's Philadelphia stations. He explained that the problem occurred under Locust Street with a power line that is maintained by SEPTA and which provides power to three of the four Philadelphia PATCO stations. SEPTA completed its repairs by 4:12 p.m., a little more than two hours after service was interrupted. Commissioner Fentress moved to approve the CEO's Report and Commissioner Garganio seconded the motion. All Commissioners in attendance voted to approve the CEO's Report. The motion carried.

Report of the Chief Financial Officer

CFO White stated that his report stood as previously submitted. He stated that the Authority is in the process of creating a capital budget and an operating budget and that the budgets will be presented at the December Board meeting.

Approval of the September 20, 2018 DRPA Board Meeting Minutes

Chairman Boyer stated that the Minutes of the September 20, 2018 DRPA Board Meeting had been previously provided to the Governors of New Jersey and Pennsylvania and to the DRPA Commissioners. Commissioner Borski moved to approve the Minutes and Commissioner Murphy seconded the motion. There were no comments or corrections. All Commissioners in attendance voted in the affirmative to approve the Minutes as submitted. The motion carried.

Receipt and Filing of the 2018 Second Quarter Financial Statement and Notes

Chairman Boyer called for a motion to receive and file the 2018 Second Quarter Financial Statement and Notes. Commissioner Borski moved the motion and Commissioner Garganio seconded the motion. There were no questions or comments on the 2018 Second Quarter Financial Statement and Notes. All Commissioners in attendance voted in the affirmative. The motion carried.

Receipt and Filing of the Previously Approved List of Payments Covering the Month of September 2018 and the List of Previously Approved Purchase Orders and Contracts Covering the Month of September 2018

Chairman Boyer stated that the Monthly List of Payments covering the month of September 2018 and the Monthly List of Purchase Orders and Contracts covering the month of September 2018 were previously provided to all Commissioners. Commissioner Martz moved to receive and file the lists and Commissioner Borski seconded the motion. There were no questions or comments. All Commissioners in attendance voted in the affirmative. The motion carried.

Approval of Operations & Maintenance Committee Meeting Minutes of October 2, 2018

Chairman Boyer stated that the Minutes of the October 2, 2018 Operations & Maintenance Committee Meeting were previously provided to all Commissioners. Commissioner Fentress moved to approve the Minutes and Commissioner Lewis seconded the motion. There were no comments or corrections. All Commissioners in attendance voted in the affirmative to approve the Minutes as submitted. The motion carried.

Adoption of Resolutions Approved by the Operations & Maintenance Committee on October 2, 2018

Chairman Boyer stated that there were eight (8) Resolutions from the October 2, 2018 Operations & Maintenance Committee Meeting for consideration:

DRPA-18-092 Contract No. BR-20-2018, BRB Toll Plaza HVAC System Replacement Project

Chief Engineer Venuto presented a Summary Statement and Resolution that the Board authorize staff to negotiate a construction contract with Kaser Mechanical, LLC in the amount of \$1,208,250.00 to perform construction services to replace the HVAC system at the Betsy Ross Bridge Toll Plaza. Commissioner Nelson moved to approve Resolution DRPA-18-092 and Commissioner Martz seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolution. The motion carried.

DRPA-18-093 Contract No. WW-25-2016, Walt Whitman Bridge New Jersey Substation and Feeder Replacement

Chief Engineer Venuto presented a Summary Statement and Resolution that the Board authorize staff to negotiate a construction contract with Chamming Electric, Inc. in the amount of \$1,396,556.00 to perform Walt Whitman Bridge New Jersey Substations and Feeder Replacement Project. Commissioner Borski moved to approve Resolution DRPA-18-093 and Commissioner Murphy seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolution. The motion carried.

DRPA-18-094 Capital Project Modification

Chief Engineer Venuto presented a Summary Statement and Resolution that the Board authorize staff to execute contract modifications to certain Authority capital project contracts and that the Board amend the 2018 Capital Budget to include the increase in contract amount being requested. The certain contracts were: (1) With AECOM in the amount of \$99,884.76 for the PATCO Embankment Restoration, Drainage Improvements and Retaining Walls Project; and (2) With Jupiter Painting Contracting Co., Inc. in the amount of \$134,740.00 for the PATCO City Hall Station Concourse Level Interior Painting Project. Commissioner Fentress moved to approve Resolution DRPA-18-094 and Commissioner Garganio seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolution. The motion carried.

DRPA-18-095 Amendment to DRPA-09-045 and DRPA-09-094 Construction Contract Requirements

General Counsel/Corporate Secretary Santarelli stated that Resolution DRPA-18-095 amends the provisions of prior Resolutions DRPA-09-045 and DRPA-09-094 in order to clarify allowable wage provisions pertaining to Project Labor Agreements (PLA). This Resolution further clarifies that if a local union does not sign on to the PLA, the project may proceed under the PLA with all signatory local unions, crafts and/or trades that have agreed to the PLA, but precludes the

contractor from using non-signatory labor unions as a source of labor for the particular project. Commissioner Garganio moved to approve Resolution DRPA-18-095 and Commissioner Martz seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolution. The motion carried.

DRPA-18-096 Betsy Ross Bridge/Interstate 95 Interchange Property Transfer

Chief Engineer Venuto presented a Summary Statement and Resolution that the Board authorize staff to negotiate an Agreement of Sale for 1.703 acres of vacant DRPA property to the Pennsylvania Department of Transportation in the amount of \$100,000.00. He stated that there will not be any structures erected on this property and it will be used to widen the ramps around the interchange between the Betsy Ross Bridge and Interstate 95. Commissioner Fentress moved to approve Resolution DRPA-18-096 and Commissioner Martz seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolution. The motion carried.

DRPA-18-097 Federal Transit Administration Section 5307/5340 Grant Application

DRPA-18-098 Federal Transit Administration Section 5337 Grant Application (State of Good Repair)

Director Government Relations Shanahan presented a Summary Statement and Resolution that the Board authorize staff to: (1) advertise for and prepare an application to the Federal Transit Administration for Section 5307/5340 funds in the amount of \$4,523,671.00 for PATCO capital improvements having a total planned project cost of \$5,654,589.00; and, (2) authorize the non-federal matching share by the Authority in the amount of \$1,130,918.00, or 20% of the total.

Director Government Relations Shanahan also presented a Summary Statement and Resolution that the Board authorize staff to: (1) advertise for and prepare an application to the Federal Transit Administration for Section 5337 funds in the amount of \$10,810,733.00 for PATCO capital improvements having a total planned project cost of \$13,513,416.00; and (2) authorize the non-federal matching share by the Authority in the amount of \$2,702,683, or 20% of the total.

Commissioner Fentress moved to approve Resolutions DRPA-18-097 and DRPA-18-098 and Commissioner Nelson seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolutions. The motion carried.

DRPA-18-099 The Philadelphia Veteran's Multi-Service & Education Center, Inc. Parking at the Benjamin Franklin Bridge

Director Government Relations Shanahan presented a Summary Statement and Resolution that the Board authorize staff to renew an annual Agreement to grant Philadelphia Veteran's Multi-Service & Education Center right of entry access and use of parking areas at the Benjamin Franklin Bridge Facility located along North Marginal Road adjacent to the Philadelphia abutment of the Benjamin

Franklin Bridge. Commissioner Fentress moved to approve Resolution DRPA-18-099 through DRPA-18-099 and Commissioner Garganio seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolutions. The motion carried.

Approval of Labor Committee Meeting Minutes of October 2, 2018

Chairman Boyer stated that the Minutes of the October 2, 2018 Labor Committee Meeting were previously provided to all Commissioners. Commissioner Borski moved to approve the Minutes and Commissioner Lewis seconded the motion. There were no comments or corrections. All Commissioners in attendance voted in the affirmative to approve the Minutes as submitted. The motion carried.

Approval of Finance Committee Meeting Minutes of October 3, 2018

Chairman Boyer stated that the Minutes of the October 3, 2018 Finance Committee Meeting were previously provided to all Commissioners. Commissioner Martz moved to approve the Minutes and Commissioner Nelson seconded the motion. There were no comments or corrections. All Commissioners in attendance voted in the affirmative to approve the Minutes as submitted. The motion carried.

Adoption of Resolutions Approved by the Finance Committee on October 3, 2018

Chairman Boyer stated that there were eleven (11) Resolutions from the October 3, 2018 Finance Committee Meeting for consideration and introduced the following:

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| DRPA-18-100 | Renewal of DRPA/PATCO Commercial Non-Bridge Property Policy |
| DRPA-18-101 | Renewal of DRPA/PATCO Commercial General Liability Policy |
| DRPA-18-102 | Renewal of DRPA/PATCO Commercial Automobile Liability Policy |
| DRPA-18-103 | Renewal of DRPA/PATCO Commercial Umbrella Liability Policy |
| DRPA-18-104 | Renewal of DRPA/PATCO Crime Policy |
| DRPA-18-105 | Renewal of DRPA/PATCO Public Officials and Employment Practices Liability Policy and Excess Public Officials and Employment Practices Liability Policy |
| DRPA-18-106 | Renewal of DRPA Bridge Property Damage and Loss of Revenue Insurance |
| DRPA-18-107 | Renewal of DRPA/PATCO Claims Made Excess Liability Insurance Policy |

**DRPA-18-108 Age 65 & Over Retiree Medicare Part D Prescription
Benefit – 2019 (DRPA/PATCO)**

**DRPA-18-109 New Law Enforcement/Police Professional Liability
Policy**

Chief Administrative Officer Brown requested that the Board approve the above listed Resolutions for various insurance policies. She stated that, overall, there would be a total decrease in the premium to be paid for both insurance programs. The total savings will be approximately \$280,341.00. She stated that DRPA-18-109 is a new policy which covers law enforcement activities with the Public Safety Department in the amount of \$138,423.00 from December 31, 2018 through December 31, 2019. Ms. Brown stated in response to Commissioner Martz's inquiry that there were no negative changes in the deductibles. All changes were in the Authority's favor. Commissioner Martz moved to approve Resolutions DRPA-18-100 through DRPA-18-109 and Commissioner Borski seconded the motion. Commissioner Fentress abstained from voting on DRPA-18-108. All other Commissioners in attendance voted in the affirmative to approve the Resolutions. The motion carried.

**DRPA-18-110 HR Soft Performance Management Platform, 3 year
Contract for Human Resource Service**

Chief Administrative Officer Brown presented a Summary Statement and Resolution that the Board authorize staff to provide Human Resource Services with a sole source procurement in an amount not to exceed \$120,900.00 in order to continue the use of the proprietary Employee Performance Management and Engagement Tool until SAP is implemented. Commissioner Fentress moved to approve Resolution DRPA-18-110 and Commissioner Lewis seconded the motion. All other Commissioners in attendance voted in the affirmative to approve the Resolutions. The motion carried.

Unfinished Business

There was no DRPA Unfinished Business.

Citizens Advisory Committee Report

Mike Devlin, Chairman of the Citizens Advisory Committee, gave a brief statement on behalf of the Committee. He stated that the Committee acts as an advocate for the public and thanked the Board for its assistance.

New Business

Chairman Boyer reported that there was one (1) item of New Business for consideration, and introduced the following:

**DRPA-18-111 Consideration of Pending DRPA Contracts
(Between \$25,000 and \$100,000)**

Commissioner Fentress moved to adopt Resolution DRPA-18-111 and Commissioner Nelson seconded the motion. There were no questions or comments on the Resolution. All Commissioners in attendance voted in the affirmative to adopt the Resolution. The motion carried.

Adjournment

With no further business, Commissioner Fentress moved to adjourn and Commissioner Lewis seconded the motion. All Commissioners in attendance voted to approve the motion and the DRPA meeting was adjourned at 6:28 p.m.

Respectfully Submitted,

Raymond J. Santarelli, Esquire
General Counsel and Corporate Secretary