

MINUTES OF MEETING
THE DELAWARE RIVER AND BAY AUTHORITY
Tuesday, March 21, 2017
James Julian Boardroom
Delaware Memorial Bridge Plaza
New Castle, Delaware 19720

The meeting convened at 11:41 a.m. with Chairperson Hogan presiding.

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 notice.

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

* * * * *

Commissioners from Delaware

Commissioners from New Jersey

PRESENT

William E. Lowe, Vice-Chairperson
Crystal L. Carey
Richard W. Downes
James L. Ford III
Samuel E. Lathem
Terry C. Murphy- **absent**

James N. Hogan, Chairperson
James Bennett
Douglas Van Sant
Shirley R. Wilson
Ceil Smith
VACANT

* * * * *

Chairperson Hogan called upon Commissioner Lathem to give the opening prayer.

The opening prayer was given by Commissioner Lathem, followed by the Pledge of Allegiance led by the Executive Director.

* * * * *

Chairperson Hogan called for the acceptance of the Agenda.

Commissioner Lathem motioned to accept the Agenda, seconded by Commissioner Lowe, and the motion carried by a voice vote of 10-0.

* * * * *

11228. APPROVAL OF THE FEBRUARY 22, 2017 MINUTES

Commissioner Lathem motioned to approve the February 22, 2017 meeting minutes, seconded by Commissioner Smith, and unanimously approved by a voice vote of 10-0.

* * * * *

11229. DELAWARE RIVER AND BAY AUTHORITY – TRAFFIC AND REVENUE SUMMARY.

The Chief Financial Officer (CFO) presented a chart showing Actual versus Projected Revenues for the Delaware Memorial Bridge, the Cape May-Lewes Ferry, Airports, Delaware City-Salem Ferry Crossing, and Food Services for the month of February 2017.

Without objection, the chart was ordered filed with the permanent records of the Authority.

* * * * *

11230. DELAWARE RIVER AND BAY AUTHORITY – STATEMENT OF INCOME AND EXPENSE.

The CFO presented a chart showing statements of income and expenses for the month of February with comparisons to the same period last year.

Without objection, the chart was ordered filed with the permanent records of the Authority.

* * * * *

11231. DELAWARE RIVER AND BAY AUTHORITY – OPERATING EXPENSE BY DIVISION.

The CFO presented a chart for February showing expenses by division for the quarter to date vs. the projected quarter and for year to date vs. total budget.

Without objection, the chart was ordered filed with the permanent records of the Authority.

* * * * *

11232. DELAWARE RIVER AND BAY AUTHORITY – CAPITAL IMPROVEMENT PROGRAM.

The CFO presented a chart for the month of February 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 chart was ordered filed with the permanent records of the Authority.

* * * * *

11233. DELAWARE RIVER AND BAY AUTHORITY – CASH POSITION (MARKET VALUE) AS OF FEBRUARY 28, 2017.

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

Without objection, the chart was ordered filed with the permanent records of the Authority.

* * * * *

11234. AUTHORITY CUSTOMER TRENDS (ACT) REPORT

The Authority Customer Trends (ACT) Report included in the financials allows management to view on a month-to-date basis trends in areas such as traffic, customer service, aircraft landings, and workplace incidents. Copies are distributed daily to employees via email and posted on bulletin boards for those without computers.

* * * * *

11235. PUBLIC COMMENT ON ACTION ITEMS

Chairperson Hogan noted that there is one (1) Contract Close-Out (Final Payment), and eight (8) Resolutions.

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.

* * * * *

11236. CLOSE-OUT CONTRACT #DMB-15-03 – ANCHOR AND TOWER SECURITY IMPROVEMENTS

On May 17, 2016 Contract No. DMB-15-03, Anchor and Tower Security Improvements was awarded to Scalfo Electric, Inc of Vineland, New Jersey (the "Contractor") for the bid price of \$2,289,025.

It is recommended that the Authority accept the project and make final payment to the contractor. The total price for this project is \$2,130,136.96.

A motion to close-out Contract DMB-15-03 was made by Commissioner Van Sant seconded by Commissioner Smith, and approved by a voice vote of 10-0.

* * * * *

11237. CHAIRPERSON'S CALL FOR RESOLUTIONS BEFORE THE BOARD

**RESOLUTION 17-14- AUTHORIZING AUTHORITY EXPENDITURES
PURSUANT TO RESOLUTION 01-84 FOR THE PERIOD, JANUARY 1, 2017
THROUGH DECEMBER 31, 2017**

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
PROJECTED VENDORS TO BE PAID OVER \$25,000
OPERATION EXPENDITURES
FOR THE PERIOD 1/1/17 THROUGH 12/31/17

VENDOR	PURCHASE DESCRIPTION	CLASSIFICATION	ESTIMATED \$
Directions in Design, Inc.	Design Services for M/V New Jersey Food Service Renovations	Professional Services	\$37,000
Garden State Highway Products, Inc.	New and Replacement VMS Boards	Quotes	\$32,000
I.D. Griffith, Inc.	DMB Admin Piping Replacement and Water Sensor Project	Quotes	\$43,000
Murtech, Inc.	Pile Driving and Dock Installation at Lewes Terminal	Quotes	\$32,000
Rommel Harley Davidson	Replacement Motorcycles for DMB Police	State Contract	\$60,000

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 17-14 was made by Commissioner Ford, seconded by Commissioner Downes, and approved by a roll call vote of 10-0.

Resolution 17-14 Executive Summary Sheet

Resolution: Authorizing Authority Expenditures Pursuant to Resolution 01-84 for the period January 1, 2017 through December 31, 2017.

Committee: Budget & Finance

Committee and Board Date: March 21, 2017

Purpose of Resolution:

Authorizes expenditures of \$25,000 or greater with the identified vendors during the 2017 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.

Background for the specific purchases:

Directions in Design, Inc.: Design Services for M/V New Jersey Food Service Renovations

The Authority will be hiring a firm to provide design services for food court, galley kitchen and bar area renovations aboard the M/V New Jersey. The consultant was selected based on their experience providing design consulting services for other ferry operations.

Garden State Highway Products, Inc.: New and Replacement VMS Boards

The Authority will be hiring a contractor to provide new and replacement Variable Message Sign (VMS) full-size message boards at two DRBA locations. One VMS is a new piece of equipment to be featured at the ILG Airport and the other will be used to replace existing equipment at the Lewes Ferry Terminal. Quotes for the equipment were solicited from three (3) suppliers, with Garden State Highway Products submitting the lowest quote. The replaced message board will be sold at public auction.

I.D. Griffith, Inc.: DMB Admin Piping Replacement and Water Sensor Project

The Authority will be hiring a contractor to perform piping replacement and to install, commission and test water leak detection sensors at the DRBA Administration Building. Quotes for the work were solicited from three (3) contractors to perform the work; I.D. Griffith submitted the lowest bid.

Murtech, Inc.: Pile Driving and Dock Installation at Lewes Terminal

The Authority will be hiring a marine contractor to extract and relocate one existing 60' steel pile, drive five new owner-furnished 60' steel piles and set and install two 8' x 45' owner-furnished floating dock sections at designated locations at the Lewes Ferry Terminal. Quotes for the work were solicited from four (4) contractors to perform the work; Murtech, Inc. submitted the lowest bid.

Rommel Harley Davidson: Replacement Motorcycles for DMB Police

The Authority is replacing two motorcycles used by DMB Police that have exceeded their useful life and meet the vehicle replacement criteria in place for the Authority. The following vehicles are being replaced: 2006 Harley-Davidson with 14,000 miles and a 2006 Harley-Davidson with 11,000 miles. Each will be replaced with 2017 Harley-Davidson Electra Glide Police models. The base pricing (non-equipped) at which the Authority will purchase the vehicles is pursuant to the firm's state contract to supply motorcycles (GSS16702). The retired motorcycles will be sold at public auction.

Classification Definitions:

Professional Services. A purchase of services valued less than \$50,000 that are provided by a professional acting in a capacity that requires specialized education, knowledge, judgment, and skill, and is predominantly mental or intellectual (as opposed to physical or manual) in nature, also including any clerical or administrative support that is required for the proper delivery of the professional service. Professional services may also be classified as those types of services that are original and creative in character and in a recognized field of artistic endeavor.

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.)

* * * * *

RESOLUTION 17-15- AUTHORIZES A LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND ALLIANT RX AT THE SALEM BUSINESS CENTRE

WHEREAS, the Delaware River and Bay Authority (the “Authority”), is the operator is the Salem Business Centre (“SBC”); and

WHEREAS, AlliantRx (“Alliant”) currently leases on a short-term basis approximately 2,000 square feet of space at the SBC located at 1 Collins Drive in Carneys Point, NJ; and

WHEREAS, Alliant seeks to extend the term of their lease for one, six month term; and

WHEREAS, Alliant shall have three additional six (6) month renewal terms which shall be mutually agreed to by the Authority; and

WHEREAS, rent shall be adjusted annually by the 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 AlliantRx, LP, Inc. and, with the advice and consent of counsel, to have such Amendment executed by the Chairperson, Vice Chairperson and the Executive Director.

A motion to approve Resolution 17-15 was made by Commissioner Wilson seconded by Commissioner Smith, and approved by a roll call vote of 10-0.

Resolution 17- 15 Executive Summary

Resolution:	Authorizing the Execution of a Lease Amendment between the Delaware River and Bay Authority and AlliantRx, LP, regarding the Salem Business Centre, Carneys Point, New Jersey
Committee:	Economic Development
Committee Date:	March 21, 2017
Board Date:	March 21, 2017
Purpose of Resolution:	To permit the Executive Director, Chairperson and Vice Chairperson to execute and deliver a lease amendment for space at the Salem Business Centre.
Background of Resolution:	The Delaware River and Bay Authority owns an office building located at 1 Collins Drive at the Salem Business Centre in Carneys Point NJ. AlliantRx assumed the lease agreement for this space from CannaPharmaRx in 2016. AlliantRx operates as a buying group for independent-chain pharmacies.

* * * * *

**RESOLUTION 17-16- AUTHORIZES A LEASE AGREEMENT
BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND CAPE ISLAND
FOODS 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, Cape Island Foods LLC (“Cape”) desires to lease approximately 1,500 square feet of space commonly referred to Building 96 unit #8 in order to operate a retail shop of various food products at the Cape May Airport; and

WHEREAS, Cape has agreed to pay the Authority annual rent in the amount of Thirteen Thousand Two Hundred dollars (\$13,200.00); and

WHEREAS, the initial term of the Lease (“Lease Agreement”) shall be for one (1) year; and

WHEREAS, Cape shall have the option of renewing this Lease Agreement for two (2) additional one (1) year terms; and

WHEREAS, rent shall adjust annually by the 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 Agreement with Cape Island Foods, 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 17-16 was made by Commissioner Van Sant, seconded by Commissioner Smith, and approved by a roll call vote of 10-0.

Resolution 17-16 Executive Summary

Resolution:	Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and Cape Island Foods LLC, regarding the Cape May Airport
Committee:	Economic Development
Committee Date:	February 21, 2017
Board Date:	February 21, 2017
Purpose of Resolution:	To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a lease agreement for space at the Cape May Airport.
Background for Resolution:	Cape Island Foods, LLC currently leases approximately 3,200 sq.ft. of production space at the airport where they manufacture their peanut butters. This new 1,500 sq.ft. location in Building 96 will be a retail shop selling peanut butters, olive oils and handmade pastas. The rent is slightly above FMV. We are anticipating the upcoming facelift this spring and planned improvements to the airport in general.

* * * * *

**RESOLUTION 17-17- AUTHORIZES A LEASE AGREEMENT
BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND THE MADD
POTTER’S STUDIO 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, The Madd Potter’s Studio (“Potter’s”) desires to lease approximately 1,500 square feet of space commonly referred to Building 96 unit #2 in order to operate a pottery studio and gift shop at the Cape May Airport; and

WHEREAS, Potter’s has agreed to pay the Authority annual rent in the amount of Thirteen Thousand Two Hundred dollars (\$13,200.00); and

WHEREAS, the initial term of the Lease (“Lease Agreement”) shall be for one (1) year; and

WHEREAS, Potter’s shall have the option of renewing this Lease Agreement for three (3) additional one (1) year terms; and

WHEREAS, rent shall adjust annually by the 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 Agreement with The Madd Potter’s Studio 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 17-17 was made by Commissioner Smith, seconded by Commissioner Bennett, and approved by a roll call vote of 10-0.

Resolution 17-17 Executive Summary

Resolution: Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and The Madd Potter’s Studio regarding the Cape May Airport

Committee: Economic Development

Committee Date: February 21, 2017

Board Date: February 21, 2017

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

Background for Resolution: The Madd Potter’s Studio 1,500 sq.ft. space will be a pottery studio and gift shop selling handmade pottery items and will be an outlet store for Auburn Winery. The rent is slightly above FMV. We are anticipating a facelift to the building in 2017 and planned improvements to the airport in general.

* * * * *

**RESOLUTION 17-18- AUTHORIZES A LEASE AGREEMENT BETWEEN
THE DELAWARE RIVER AND BAY AUTHORITY AND D-TECH INTERNATIONAL
USA 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, D-Tech International USA, LLC (“D-Tech”) desires to lease approximately 1,500 square feet of space located in 251 Ranger Road in order to operate an office and warehouse at the Cape May Airport; and

WHEREAS, D-Tech has agreed to pay the Authority annual rent in the amount of Fourteen Thousand Seven Hundred dollars (\$14,700.00); and

WHEREAS, the initial term of the Lease (“Lease Agreement”) shall be for one (1) year; and

WHEREAS, D-Tech shall have the right to three (3) renewal options of one (1) year; and

WHEREAS, rent shall adjust annually in each renewal term by the 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 Agreement with D-Tech International USA, 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 17-18 was made by Commissioner Wilson, seconded by Commissioner Smith, and approved by a roll call vote of 10-0.

Resolution 17-18 Executive Summary

Resolution:	Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and D-Tech International USA, LLC, regarding the Cape May Airport
Committee:	Economic Development
Committee Date:	March 21, 2017
Board Date:	March 21, 2017
Purpose of Resolution:	To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a lease agreement for space at the Cape May Airport.
Background for Resolution:	The Delaware River and Bay Authority recently constructed a new light industrial building located at 251 Ranger Rd. in the Cape May Airport Industrial Park. D-Tech would like to lease 1,500 sq.ft. in the new building. They currently have office space in Wildwood Crest. They are planning on growing the business operation at the airport to include warehouse space for their automated scanner systems. The lease rate is reflective of our current asking price to include fit out expenses.

* * * * *

RESOLUTION 17-19- AUTHORIZES A LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND STORMY BAY OYSTER COMPANY, 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, Stormy Bay Oyster Bay, LLC (“Stormy Bay”) desires to lease approximately 1,500 square feet of space located in 251 Ranger Road in order to operate an warehouse and manufacturing space at the Cape May Airport; and

WHEREAS, Stormy Bay has agreed to pay the Authority annual rent in the amount of Fourteen Thousand Seven Hundred dollars (\$14,700.00); and

WHEREAS, the initial term of the Lease (“Lease Agreement”) shall be for one (1) year; and

WHEREAS, Stormy Bay shall have the right to three (3) renewal options of one (1) year; and

WHEREAS, rent shall adjust annually in each renewal term by the 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 Agreement with Stormy Bay Oyster Company, 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 17-19 was made by Commissioner Van Sant, seconded by Commissioner Smith, and approved by a roll call vote of 10-0.

Resolution 17-19 Executive Summary

Resolution:	Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and Stormy Bay Oyster Company, regarding the Cape May Airport
Committee:	Economic Development
Committee Date:	March 21, 2017
Board Date:	March 21, 2017
Purpose of Resolution:	To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a lease agreement for space at the Cape May Airport.
Background for Resolution:	The Delaware River and Bay Authority recently constructed a new light industrial building located at 251 Ranger Rd. in the Cape May Airport Industrial Park. Stormy Bay would like to lease 1,500 sq.ft.in the new building. They are a business that primarily does steel fabrication and other ancillary work. They will be using the space as shop and warehouse space. The lease rate is reflective of our current asking price to include fit out expenses.

* * * * *

RESOLUTION 17-20- AUTHORIZES A LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND LASSONDE PAPPAS AND COMPANY, INC. AT THE SALEM BUSINESS CENTRE

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the owner-operator of an approximately 80,000 square foot building in the Salem Business Centre(“SBC”), Carney’s Point, New Jersey; and

WHEREAS, Lassonde Pappas and Company Inc. (“Lassonde”) currently leases Forty-One Thousand One Hundred and Seventy-Four (41,174) square feet of space in the Salem Business Centre; and

WHEREAS, Lassonde desires to lease and additional Five Thousand Three Hundred and Nine (5,309) square feet of space in the building; and

WHEREAS, the term of this Lease Amendment shall run concurrent with the original lease and expire on August 6, 2022; and

WHEREAS, Lassonde shall have an Early Termination right at December 31, 2018 with an agreed upon early termination fee and reimbursement fee; and

WHEREAS, Lassonde has agreed to pay the Authority annual rent of Twenty-Two Dollars 50/100 (\$22.50) per square foot, in the amount of One Hundred Nineteen Thousand Four Hundred Fifty-Two Dollars 50/100(\$119,452.50) until December 31, 2018; and

WHEREAS, rent during the first year after the early termination shall be Twenty-One Dollars 25/100 (\$21.25) per square foot and shall increase each year by Fifty Cents (\$0.50) per square foot; and

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

A motion to approve Resolution 17-20 was made by Commissioner Smith, seconded by Commissioner Ford, and approved by a roll call vote of 10-0.

Resolution 17-20 Executive Summary Sheet

Resolution: Authorizing the Executive Director to execute a Lease Amendment with Lassonde Pappas and Company, LLC

Committee: Economic Development

Committee Date: March 21, 2017

Board Date: March 21, 2017

Purpose and Background for Resolution:

Lassonde Pappas and Company, LLC is currently a tenant in the Salem Business Centre located at 1 Collins Drive. They began leasing space in 2006. Lassonde's business has been growing and they would like to amend their lease to add an additional 5,309 sq.ft. of space in the building. The initial rental rate is \$22.50/sq.ft. This space was previously occupied by NAES but has not been occupied since 2011.

* * * * *

RESOLUTION 17-21- AUTHORIZES THE FERRY LANDING AND OPERATING AGREEMENT WITH THE STATE OF DELAWARE

WHEREAS, the Delaware River and Bay Authority (the "Authority") operates a crossing within the meaning of the Delaware-New Jersey Compact, Public Law 87-678, 76 Stat. 560 (1962), 17 Del. C. § 1701 et seq., N.J. Stat. § 32:11E-1 et seq. (the "Compact"); and

WHEREAS, the Authority owns and operates the "Delafort" (the "Vessel") to provide passenger ferry service ("Ferry Service") between the Park's Delaware City, Delaware docks ("Delaware City"), Pea Patch Island and locations in the state of New Jersey; and

WHEREAS, the State of Delaware (“Delaware”) owns and operates Fort Delaware State Park located in both Delaware City, Delaware and on Pea Patch Island in the Delaware River (the “Park”), ramps, platforms, piers and docks (the “Dock”) located at the Park; gasoline and diesel fueling facilities (the “Fueling Facility”); and

WHEREAS, in order to operate the Ferry Service, the Authority desires to enter into an Agreement with Delaware regarding operations of the Ferry Service, the Docks, the Park and the Fueling Facility; and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Ferry Landing and Operating Agreement with the State of Delaware 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 17-21 was made by Commissioner Van Sant, seconded by Commissioner Smith, and approved by a roll call vote of 10-0.

Resolution 17-21 Executive Summary Sheet

Resolution: Ferry Landing and Operating Agreement with the State of Delaware
Committee: Projects
Committee Date: March 21, 2017
Board Date: March 21, 2017
Purpose and Background for Resolution:

From April to October, the Authority operates the Forts Ferry Crossing between Fort Mott in New Jersey, Fort Delaware State Park on Pea Patch Island and Delaware City in Delaware. Visitors are charged a fee that is split between the State of Delaware, the State of New Jersey and the Authority. This Ferry Landing and Operating Agreement will continue the longstanding agreement between the parties.

* * * * *

11238. EXECUTIVE DIRECTOR’S COMMENTS

Photo Presentation:

DRBA Partners with University of Delaware Mural Restoration Project * Motor Pool Operations Letter of Appreciation * Sea Isle City Polar Bear Plunge (Commissioner Bennett) * Gloucester County NJ Dancing with the Stars (Chairman Hogan) * Dancing with the Stars- DRBA (Executive Director Cook) * Sunday Sunset*

* * * * *

11239. COMMISSIONERS PUBLIC FORUM

Chairperson Hogan opened the public forum.

Chairperson Hogan called for any comments from the public. There were no public comments.

Commissioner Hogan expressed his gratitude for the support of the DRBA shown to his family during their time of sorrow

* * * * *

There being no further business, a motion to adjourn was made by Commissioner Van Sant, seconded by Commissioner Bennett, and unanimously carried by a voice vote of 10-0.

The meeting was adjourned at 12:05 p.m.

Respectfully submitted,

THE DELAWARE RIVER AND BAY AUTHORITY

Frank W. Minor
Assistant Secretary