

**SOUTH JERSEY TRANSPORTATION AUTHORITY  
BOARD OF COMMISSIONERS MEETING  
NOVEMBER 19, 2014**

This regularly scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on November 19, 2014, commencing at 9:05 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 Jamie Fox  
Vice Chairman Jeffery A. April, Esq.  
Commissioner Maurice B. Hill, Jr., DMD  
Commissioner C. Robert McDevitt (via teleconference)  
Commissioner James J. McCullough  
Commissioner Joseph Ripa (via teleconference)  
Commissioner Christine A. Roberts, EDA  
Frank F. Frankowski, Interim Executive Director  
Christopher Howard, Governor's Authorities Unit  
Jean Cipriani, Esq., General Counsel  
Susan Lubrano, Authority Board Secretary

**Absent**

Commissioner Joseph W. Devine  
Commissioner Peter C. Elco

**Statement of Public Notice**

The meeting of the Board of Commissioners was opened advising the Commissioners and 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 as to the time, date and place of convening. Notice was also posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City Office and Camden Office, as prescribed by law.

**Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman Jamie Fox	X	
Vice Chairman Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine		X
Commissioner Peter C. Elco		X
Commissioner Maurice B. Hill, Jr., DMD	X	
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Christine A. Roberts	X	

Three (3) members of the public attended this meeting.

**Approval of the Agenda**

Chairman Fox called for a motion to approve the November 19, 2014 Agenda. Whereupon, a motion was made by Vice Chairman April and seconded by Commissioner McCullough, approving the agenda. Chairman Fox 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 hereto and made a permanent part of these official Authority minutes.

**Approval of Meeting Minutes**

Chairman Fox called for a motion to approve the October 30, 2014 Meeting Minutes. Whereupon, a motion was made by Commissioner McCullough and seconded by Vice Chairman April, approving the October 30, 2014 minutes. Chairman Fox asked for questions on the motion. No questions were asked. All other Commissioners in attendance voted, approving and adopting the minutes.

**Executive Session**

Chairman Fox asked General Counsel if an Executive Session was needed to which General Counsel responded affirmatively.

Mr. Frankowski then presented Resolution 2014-118 to the Chairman and Commissioners for the exclusion of the public to discuss personnel matters pertaining to Schedule "A" associated with Resolution 2014-109

and a contractual matter pertaining to United Airlines. Ms. Cipriani, Esq. stated that an additional personnel matter will be discussed as Union representatives are in attendance and have asked to make a brief presentation to the Commissioners. The public was advised that the minutes of this Executive Session will be disclosed to the public in accordance with State Law. Chairman Fox called for a motion to move into Executive Session.

Whereupon, the motion was made by Commissioner McCullough and seconded by Vice Chairman April approving Resolution 2014-118. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:08 a.m. A copy of Resolution 2014-118 is attached hereto and made a permanent part of these official Authority minutes. At the close of Executive Session, Chairman Fox called for a motion to return to the open portion of the meeting.

Whereupon, motion was made by Commissioner McCullough and seconded by Commissioner Hill. The open portion of the meeting reconvened at 9:39 a.m. Chairman Fox requested the Secretary call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman Fox	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine		X
Commissioner Peter C. Elco		X
Commissioner Maurice B. Hill	X	
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Christine A. Roberts	X	

### **Executive Report**

Chairman Fox asked for the presentation of the Executive Report. Mr. Frankowski presented the November 19, 2014 Executive Report. A copy of the November 19, 2014 Executive Report is attached hereto and made a permanent part of these official Authority minutes.

### **Public Response to Agenda Items**

Chairman Fox asked the public for comments on any of the agenda items. No comments were made.

### **Committee Reports**

Chairman Fox asked Mr. Frankowski to present the Committee Reports. Mr. Frankowski reported that all Committees met on November 5<sup>th</sup>. During these meetings Commissioners were briefed on the resolutions being presented this morning as well as a quarterly financial update, the 2014 Series Refunding Bonds, ethics recusal letters and Cape Atlantic Food Services' concession progress. In addition, the Commissioners discussed inventory control and received an update on the Authority's Stop Loss Insurance, a future Reverse Energy Auction, MVC Payment Hearings and the Authority's guiderail inspection. Commissioners were also provided with the schedule of upcoming projects, the EO-8 Report and Airport statistics.

### **Approval of Bills**

Chairman Fox asked Mr. Frankowski for the presentation of bills. Mr. Frankowski stated that the bills have been sent to the Commissioners previously for their review and are being recommended for their approval. Chairman Fox called for a motion to approve the bill list. Whereupon the motion was made by Commissioner Hill and seconded by Vice Chairman April, approving said bill list. Chairman Fox asked the Commissioners for questions on the motion. There being none, Chairman Fox requested that the Secretary call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Motion</b>	<b>2<sup>nd</sup></b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Recused</b>	<b>Absent</b>
Chairman Jamie Fox			X				
Vice Chairman Jeffery A. April, Esq.		X	X				
Commissioner Joseph Devine							X
Commissioner Peter C. Elco							X
Commissioner Maurice B. Hill, Jr., DMD	X		X				
Commissioner James J. McCullough			X				
Commissioner C. Robert McDevitt			X				
Commissioner Joseph Ripa			X				

### **Resolutions and Motions:**

Chairman Fox asked Mr. Frankowski to present the resolutions. Mr. Frankowski advised the Commissioners that he will be presenting a total of twelve (12) resolutions for their consideration. Mr. Frankowski presented Resolutions 2014-106 through 2014-117. Chairman Fox called for a motion to approve Resolutions 2014-106 through 2014-117, the motion as presented, was moved by Commissioner Hill and seconded by Vice Chairman April, approving said resolutions. Chairman Fox asked for questions on the motion. \*Commissioner McCullough advised the Chairman that he will abstain from voting on Resolutions 2014-106, 2014-107, 2014-108 and 2014-110. There being no further comments or discussion, Chairman Fox asked the Secretary to call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Motion</b>	<b>2<sup>nd</sup></b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Recused</b>	<b>Absent</b>
Chairman Jamie Fox			X				
Vice Chairman Jeffery A. April, Esq.		X	X				
Commissioner Joseph Devine							X
Commissioner Peter C. Elco							X
Commissioner Maurice B. Hill, Jr., DMD	X		X				
Commissioner James J. McCullough			*X		*2014-106; 2014-107; 2014-108; 2014-110		
Commissioner C. Robert McDevitt			X				
Commissioner Joseph Ripa			X				

Copies of Resolutions 2014-106 through 2014-117 are attached hereto and made a permanent part of these official Authority minutes.

### **RESOLUTION 2014-106 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING APPROVAL TO AMEND THE 2014 OPERATING BUDGET**

The Board of Commissioners approved the Authority's 2014 Operating Budget via Resolution 2013-159. The 2014 approved budget included \$213,150.00 for snow/ice removal at the Airport (Fund 3). Due to severe winter weather in 2014 and the unusual amount of snow, sleet and freezing rain our region experienced, year-to-date Airport expenses for snow/ice removal totaled \$741,703.00, significantly exceeding the snow/ice removal budget. The Authority desires authorization to reallocate funds from the 2014 Roadway Operating Budget, Fund 1, in an amount of \$500,000.00, to the Airport Operating Budget, Fund 3, to cover costs previously expended on snow/ice removal in addition to covering any snow/ice removal expenses for the remainder of 2014. The purpose of this resolution is to seek approval for the reallocation of funding, thus amending the 2014 Operating Budget as reflected in Exhibit "A".

### **RESOLUTION 2014-107 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY ADOPTING THE 2015 OPERATING BUDGET FOR THE AUTHORITY**

This Resolution authorizes the adoption of the 2015 Operating Budget. The budget will cover all operating expenses, debt service, all other required payments and meet all bond ratio coverage tests.

### **RESOLUTION 2014-108 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY ADOPTING THE 2015 CAPITAL BUDGET AND THE TEN-YEAR CAPITAL PLAN FOR THE AUTHORITY**

The adoption of the 2015 Capital Budget and Ten-Year Capital Plan is necessary for planning and implementing future projects. The Interim Director of Finance has presented to the Board of Commissioners both the Capital Budget for the fiscal year 2015 and the Ten Year Capital Plan. All 2014 open commitments payable and encumbered resources will be carried forward to the 2015 Capital Budget.

### **RESOLUTION 2014-109 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING CERTAIN PERSONNEL ACTIONS**

Pursuant to the Authority By-Laws, the Personnel Committee shall advise the Board on issues related to organization structure, equal employment opportunity, labor negotiations, employment practices and personnel actions affecting an individual's employment status or compensation. This resolution seeks Board approval for personnel actions as specified in the "Schedule A" attached to this resolution.

### **RESOLUTION 2014-110 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ACCEPTANCE OF VARIOUS INSURANCE POLICIES NEGOTIATED AND RECOMMENDED BY BROWN & BROWN CONSULTING**

Resolution 2014-37 authorized a Consulting Agreement with Brown & Brown Consulting, of Philadelphia, Pennsylvania to provide Professional Consultant/Broker Services for Medical Insurance for a term of four years. On behalf of the Authority, Brown & Brown Consulting has negotiated and now recommends United American and Express Scripts via Benistar of Simsbury, Connecticut to provide various insurance policies for Authority Medicare eligible retirees. The Authority wishes to accept the recommendation of Brown & Brown Consulting and enter into a contract effective January 1, 2015 thru December 31, 2015.

**RESOLUTION 2014-111 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF THE LEASE AGREEMENT WITH THE ATLANTIC CITY PROFESSIONAL FIREFIGHTERS UNION, LOCAL 198, FOR THE LEASING OF OFFICE SPACE KNOWN AS SUITE 7, LOCATED AT 17 SOUTH NEW YORK AVENUE, ATLANTIC CITY, NEW JERSEY**

The Authority owns a certain public garage located at 17-29 South New York Avenue in the City of Atlantic City, New Jersey, in which contains certain office space and certain parking spaces. On February 13th and 14th, 2012 and May 17th and 18th, 2012, the Authority advertised proposals for the lease of the commercial office space located at 17 South New York Avenue, in the New York Avenue Parking Garage building, which consists of approximately 1040 and 1088 square feet, and is known as “Suite 1” and “Suite 7” respectively. In response to said RFP solicitations, no proposals were received and pursuant to N.J.S.A. 27:25A-8(b)(6), the Authority commenced negotiations with the Atlantic City Professional Firefighters Union, Local 198, who had expressed an interest in continuing its rental with the Authority. On December 13, 2012, the Atlantic City Professional Firefighters Union, proposed the following terms: a 2 year agreement with a one year renewal option with rental payments as follows: \$300 the first year, \$350 the second year and \$375 for the renewal option. Resolution 2013-06 authorized entry into a lease agreement with Atlantic City Professional Firefighters Union, for Suite 7, at the above mentioned rates for a term of 2 years with a one year renewal option. The Authority and the Atlantic City Professional Firefighters Union, now desire to extend the lease agreement for the sole one year renewal option, from January 1, 2015 through December 31, 2015.

**RESOLUTION 2014-112 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A SETTLEMENT IN ACCORDANCE WITH THE EARLY TERMINATION OF THE GROUND LEASE AGREEMENT BETWEEN THE CASINO REINVESTMENT DEVELOPMENT AUTHORITY AND THE SOUTH JERSEY TRANSPORTATION AUTHORITY FOR THE OPERATION OF THE ATLANTIC AVENUE SURFACE LOT, KNOWN AS BLOCK 281, ON ATLANTIC CITY TAX MAP**

In accordance with N.J.S.A. 27:25A-1 et seq., the Authority is empowered to develop and operate vehicular parking facilities. As such, on October 24, 2005, the Authority and the Casino Reinvestment Development Authority (“CRDA”) entered into a Ground Lease Agreement, approved by Authority Resolution 2005-47. This agreement authorized the Authority to construct and operate a surface parking lot on CRDA property, known as Block 281, on the Atlantic City Tax Map. The term of the Ground Lease Agreement was 10 years with the Authority having the option of extending the term for one additional 10 year period. On July 8, 2013, the Authority received notice of the CRDA’s intent to terminate the Ground Lease Agreement, effective September 1, 2013, in contemplation of a future development project. Language in the Ground Lease Agreement provided for reimbursement of Authority’s expenses related to the construction of all improvements for the parking lot on the property and the cost of the acquisition and installation of revenue collection system (“RCS”) for the parking lot, less a sum equal to the total parking lot operating costs (excluding the Authority’s general administrative overhead) to the termination date deducted from a sum which is the Authority’s total gross parking revenue from the parking lot operation. Negotiations between the Authority and the CRDA resulted in a settlement offer made by the CRDA to the Authority for its expenses related to the improvements to the parking lot. The purpose of this resolution is to seek Board authorization to accept the settlement offer in an amount of \$597,858.91 for costs incurred related to the improvements to the parking lot.

**RESOLUTION 2014-113 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO A BASIC AIRLINE AGREEMENT WITH REPUBLIC AIRLINES, INC., OF INDIANAPOLIS, INDIANA, FOR CHARTER AIR SERVICE TO AND FROM ATLANTIC CITY INTERNATIONAL AIRPORT AND A MONTH TO MONTH LEASE AGREEMENT FOR OFFICE SPACE AT THE AIRPORT**

The Authority is seeking to enter into a new Basic Airline Agreement as well as a month-to-month Office Lease with Republic Airlines of Indianapolis, Indiana. Resolutions 2012-136, and 2013-152 authorized prior Basic Airline Agreements with Republic Airlines for the provision of Charter Air Service to and from the Atlantic City International Airport for the periods of January 1, 2013 through December 31, 2013 and January 1, 2014 through December 31, 2014 respectively. Republic Airlines now desires to enter into a Basic Airline Agreement for a third year. Republic Airlines is a qualified commercial passenger air service carrier that will provide Charter Service from and to the Atlantic City International Airport for various organizations desiring to provide air transportation for their customer base.

**RESOLUTION 2014-114 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO AN AGREEMENT WITH UNITED PARCEL SERVICE FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES**

The Authority and UPS entered into an Agreement via Resolution 2012-15 for the provision of transportation services from the Camden Transportation Center in Camden, New Jersey to the UPS facilities located in Philadelphia, Pennsylvania and the surrounding area for a term of one year with two one year renewal options. As the term of the final renewal option expires on December 31, 2014, UPS has expressed its desire to enter into a new contract with the Authority to continue such services. The term of this contract shall be one year with two one year renewal options commencing on January 1, 2015 and continuing through December 31, 2015. In exchange for the Authority providing transportation services to UPS, UPS shall pay the Authority \$6,833.33 per month. The Deputy Executive Director of Operations believes it to be in the best interest of the Authority and recommends entering into this contract as the Authority has the necessary vehicles and personnel to provide the requested service.

**RESOLUTION 2014-115 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF THE LEASE AGREEMENT WITH STUFFO ENTERPRISES, OF DELRAN, NEW JERSEY, IN CONNECTION WITH THE PROVISION OF TRANSPORTATION SERVICES TO THE COUNTY OF BURLINGTON FOR THE COUNTY'S BURLINK FIXED ROUTE SYSTEM**

Since 2000 the County of Burlington has provided a Deviated Fixed Route System ("BurLink") that serves the areas of the County that do not have regular NJ Transit service with the routes designed to serve the needs of area workers to get to employers or to other regional transportation services. The County publicly advertised a request for bids for an operator of this service in 2011. The Authority responded and was awarded the contract, via Resolution 2011-130, which expired on December 31, 2013. The County desired that the Authority continue to provide these services, therefore Resolution 2013-142 authorized the Authority to enter into a Shared Services Agreement with Burlington County effective November 15, 2013 to December 31, 2015 with a one year renewal option in order to continue operating the Burlink Shuttle Services. This Agreement requires that the Authority utilize a facility located in Burlington County for the dispatching and storing of vehicles used for the BurLink service. Stuffo Enterprises of Delran, New Jersey owns a facility with office space located at 3007 Bridgeboro Road, Delran, New Jersey, which is located in Burlington County. Resolution 2013-155 authorized the Authority to enter into a lease agreement with Stuffo Enterprises for a one year period, from January 1, 2014 through December 31, 2014 for a fee of 2,015.00 per month with two mutually agreeable one year renewal options, each subject to a 3% yearly increase. The Deputy Executive Director of Operations recommends exercising the first renewal option for a monthly fee of \$2,075.45.

**RESOLUTION 2014-116 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE MODIFICATION OF PARKING RATES AT THE ATLANTIC CITY INTERNATIONAL AIRPORT**

Pursuant to Section 7(i) of the Act, the Authority is authorized to fix and revise from time to time, charge and collect tolls, fares, passenger facility charges or other charges to establish fees for all of its projects, including transportation projects such as the Airport and the parking facilities at the Airport. The Authority has direct control of parking operations at the Airport and desires to revise the fees applicable to the use of the parking facilities at the Airport in order to assist in providing for the maintenance and improvement of parking services and facilities available for patrons of the Airport. The Authority proposes to raise the daily parking rates at the Airport as indicated below and believes the rates to be competitive parking rates. The rate for Short Term Parking at the Airport shall be raised from \$1.00 each hour with a Daily Maximum of \$13.00 to \$2.00 for the Initial Hour, with \$1.00 being charged for the second, third and fourth hours, and a Daily Maximum charge of \$20.00 being assessed for any vehicle which remains between 5 and 24 hours. Additionally, the grace period for vehicles entering the garage in error shall be reduced from 1 hour to 15 Minutes. Garage Parking at the Airport shall be raised from a \$12.00 daily flat rate to a \$13.00 daily flat rate. Economy/Surface Lot Parking at the Airport shall be raised from a \$9.00 daily flat rate to a \$10.00 daily flat rate. The parking fees established herein are proposed to become effective on January 1, 2015 and shall remain in effect thereafter until changed by action of the Authority in accordance with the Act.

**RESOLUTION 2014-117 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AWARD OF A CONTRACT TO FANEUIL, OF HAMPTON, VIRGINIA TO PROVIDE TOLL SERVICES TO THE AUTHORITY**

On July 1, 2014 and July 2, 2014, the Authority publicly advertised for proposals for Toll Services, which includes Toll Plaza Supervisors, Count Room Supervisors, Toll Attendants, Count Room staff as well as Toll Clerical and Shuttle Driver functions on the Expressway. In response to said advertising 2 proposals

were received by the Authority on July 30, 2014. On August 8, 2014, the Consultant Selection Committee met to evaluate the proposals and determined that Faneuil, Inc., of Hampton, Virginia, the incumbent Tolls Services provider, offered the best proposal to serve the interests of the Authority. The Director of Information and Tolls Technology recommends entering into a services contract with Faneuil, Inc. of Hampton, Virginia, in an annual amount as identified in Faneuil's price proposal. The term of said contract shall be two years with one, one year renewal option to be exercised at the sole discretion of the Authority.

**Petitions or Communications, Unfinished Business and New Business**

Chairman Fox asked if there were any petitions or communications, unfinished or new business. Mr. Frankowski responded that all petitions and communications were either mailed prior to the meeting or are at their place. Mr. Frankowski advised the Chairman that he has no new or unfinished business to discuss.

**General Comment**

Chairman Fox asked the public for any general comments. No comments were made.

**Adjournment**

There being no further business, Chairman Fox called for a motion to adjourn the meeting. Whereupon, the motion was made by Vice Chairman April and seconded by Commissioner McCullough to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:48 a.m.

Submitted by:

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Susan Lubrano, Authority Board Secretary

**Note: An Executive Session was held during this meeting.**