

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
JULY 19, 2011**

The scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on July 19, 2011 commencing at 10:00 a.m. at the South Jersey Transportation Authority Administration Building, Farley Service Plaza, Atlantic City Expressway, Milepost 21.3 in Elwood, New Jersey 08217.

Present

Chairman James S. Simpson
Commissioner Jeffery A. April, Esq.
Commissioner Joseph W. Devine
Commissioner Maurice B. Hill
Commissioner C. Robert McDevitt
Commissioner Joseph Ripa
Commissioner Dianne Solomon
Commissioner Louis Toscano (via conference call)
Bart R. Mueller, Executive Director
Brandon Minde, Governors Authorities Unit
George R. Gilmore, General Counsel
Susan Lubrano, Authority Board Secretary

Absent

Commissioner Timothy J. Lizura

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 of the time, date and place of convening. Notice was posted at the Farley Service Plaza, the Atlantic City International Airport and the Authority's Atlantic City, New Jersey office as prescribed by law.

Roll Call

Commissioner	Present	Absent
Chairman James S. Simpson	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine	X	
Commissioner Maurice B. Hill	X	
Commissioner Timothy J. Lizura		X
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Dianne Solomon	X	
Commissioner Louis Toscano	X	

A total of five (5) members of the public attended this meeting.

Approval of the Agenda

Chairman Simpson called for a motion to approve the July 19, 2011 Agenda. Whereupon, motion was moved by Commissioner Devine and seconded by Commissioner April, approving the July 19, 2011 agenda. Chairman Simpson asked for questions on the motion. No questions were asked. A unanimous vote was taken adopting and approving the agenda. A copy of the agenda is attached hereto and made a permanent part of these official Authority minutes.

Approval of Meeting Minutes

Chairman Simpson called for a motion to approve the June 21, 2011 Meeting Minutes. Whereupon, a motion was moved by Commissioner April and seconded by Commissioner McDevitt, approving the June 21, 2011 minutes. Chairman Simpson asked for questions on the motion. No questions were asked. A unanimous vote was taken adopting and approving the minutes.

Employee Awards

Mr. James Sullivan, Deputy Director of the Engineering and Operations Department, was honored as the July 2011 Employee of the Month.

Executive Session

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

Mr. Mueller then presented Resolution 2011-77 to the Chairman and Commissioners for the exclusion of the public to discuss pending personnel and contractual matters. The public was advised that the minutes of this Executive Session will be disclosed to the public in accordance with State law. Chairman Simpson called for a motion to move into Executive Session.

Whereupon, motion was moved by Commissioner April and seconded by Commissioner Devine, approving Resolution 2011-77. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 10:09 a.m. A copy of Resolution 2011-77 is attached hereto and made a permanent part of these official Authority minutes. At the close of Executive Session, Chairman Simpson called for a motion to return to the open portion of the meeting.

Whereupon, motion was moved by Commissioner Devine and seconded by Commissioner Hill. The open portion of the meeting reconvened at 10:20 a.m. Chairman Simpson requested the Secretary call the roll.

Roll Call

Commissioner	Present	Absent
Chairman James S. Simpson	X	
Commissioner Jeffery A. April, Esq.	X	
Commissioner Joseph W. Devine	X	
Commissioner Maurice B. Hill	X	
Commissioner Timothy Lizura		X
Commissioner C. Robert McDevitt	X	
Commissioner Joseph Ripa	X	
Commissioner Dianne Solomon	X	
Commissioner Louis Toscano	X	

Executive Report

Chairman Simpson asked for the presentation of the Executive Report. Mr. Mueller presented the July 2011 Executive Report. At the close of the report, the Chairman asked the Commissioners for questions regarding the report. Commissioner April remarked that although June Expressway revenue was good, there remains a budget shortfall. The Commissioner asked how the Authority is managing this shortfall. Mr. Mueller responded that the budget is continually monitored as are the scales of the economy. Further, creative initiatives are used to increase revenue, while we continue to decrease expenses. Mr. Mueller stated that the Authority's non-toll revenue will bring in additional revenue not originally budgeted. Mr. Mueller then stated that SJTA will have a balanced budget at year-end, as we do every year. A copy of the July 2011 Executive Report is attached hereto and made a permanent part of these official Authority minutes.

Committee Reports

Chairman Simpson asked Mr. Mueller to present the Committee Reports. Mr. Mueller reported that all committees met on July 8, 2011. Commissioners were briefed on the resolutions being presented this morning as well as the ACI-NA Jumpstart Air Service Conference, the COOP/COG or Emergency Preparedness Tabletop Event, Spirit's Chicago and Boston Service, updates on the Rumble Strip issue at EH Plaza, the Route 50 Bridge Repairs, the Federal Disaster Relief Grant received from FEMA and the Bader Field 3-Day Concert. Mr. Mueller further advised the Chairman and Commissioners that he is in receipt of a letter from Ms. Kennedy and Ms. Ponzetti of Mays Landing, New Jersey, wherein they thanked the Commissioners for addressing the concerns shared by the residents during the June 21st meeting regarding the rumble strips. In the letter, Ms. Kennedy and Ms. Ponzetti expressed delight in the expedience of the corrective action and credited good government. Both Chairman Simpson and Mr. Mueller commended Mr. Donelson for the quick turnaround in both the planning and construction process.

Public Response to Agenda Items

Chairman Simpson asked the public for comments on any of the agenda items. A member of the public, Ms. Dee Gorczyca, of the IFPTE, Business Representative for Local 193A, requested to comment publicly regarding Resolution 2011-76. Ms. Gorczyca stated that she represents the toll supervisors and that her purpose attending was to ask the Commissioners to vote against Resolution 2011-76 being presented this morning. She stated that she and Mr. Bill Williams met briefly with Mr. Mueller after the last Board meeting to discuss personnel issues that were on the June 21st agenda. She stated that at this meeting she provided Mr. Mueller with a letter notifying the Authority of the Union's intent to negotiate. Ms. Gorczyca continued that on July 18th, a copy of Resolution 2011-76, along with a letter from Mr. Mueller, was faxed to her, indicating that Toll Supervisors, Count Room Supervisors and Assistant Supervisors positions will be privatized unless the unions agreed to a list of modifications to their contracts by August 15, 2011. She said that prior to receiving this letter, she felt that the Union should have had an opportunity to sit down with the Authority to discuss the matters at hand. Ms. Gorczyca advised that she was not prepared to formally respond to the letter today, as she had not consulted with counsel, however, she would ask the Commissioners to vote against this resolution. Ms. Gorczyca then added that the Authority's letter stated a decrease in revenue as the reason the concessions are necessary. She then, directing her comment to the Chairman, said she is aware of the Chairman's feelings concerning transparency/full disclosure. She continued that every month she receives an agenda and financial information from NJTA. Ms. Gorczyca stated that SJTA's financial information is not provided to the public. Mr. Mueller stated that the Authority's financial information is posted on the SJTA website each month as well as the New Jersey Department of Treasury's website as required by Executive Order 8.

Approval of Bills

Chairman Simpson asked Mr. Mueller for the presentation of bills. Mr. Mueller stated that the bills had been sent to the Commissioners previously for their review and are being presented for their approval. Chairman Simpson called for a motion to approve the bills. Whereupon, the motion was moved by Commissioner Ripa and seconded by Commissioner Devine, approving said bills. Chairman Simpson asked the Commissioners for questions on the motion. There being none, Chairman Simpson requested the Secretary call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chairman James S. Simpson			X				
Commissioner Jeffery A. April			X				
Commissioner Joseph Devine		X	X				
Commissioner Maurice B. Hill			X				
Commissioner C. Robert McDevitt			X				
Commissioner Joseph Ripa	X		X				
Commissioner Dianne Solomon			X				
Commissioner Louis Toscano			X				

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

Resolutions and Motions:

Chairman Simpson asked Mr. Mueller to present the resolutions. Mr. Mueller stated that before presenting the consent agenda, which consists of nine (9) resolutions, he would like to present Resolution 2011-74, relating to Transportation Services separately due to the anticipation of comments. Mr. Mueller then presented Resolution 2011-74 to the Commissioners for approval. Chairman Simpson called for a motion to approve Resolution 2011-74. Whereupon, the motion as presented, was moved by Commissioner April and seconded by Commissioner McDevitt, approving said resolution. Chairman Simpson asked for questions on the motion. Commissioner Hill stated that he supports this resolution and the ongoing project; however, he has some concerns about the funding, as at the July 8th Committee meeting it was noted that the service is underfunded by approximately \$400,000 due to not receiving a grant match. Commissioner Hill expressed the need to monitor the program and possibly scale it back should they not have sufficient funding. He also recommended it be an ongoing topic of discussion for future Finance Committee meetings to keep the Commissioners abreast of the situation. Chairman Simpson advised the point was well taken and asked Mr. Mueller to comment.

Mr. Mueller advised that this program is currently in its 7th year. He advised that due to the obvious

factors (speaking of the economy), the Authority was faced with the same issue in 2010, receiving the TANF portion of the grant, in an amount of \$450,000, but not its match. Mr. Mueller stated that our Chairman and Commissions advocated on behalf of the Authority for additional funding from NJ Transit and were able to fill a portion of the gap; however, to ensure the service was funded solely by grant money, four routes had to be cut and layoffs took place. Commissioner April asked for the total cost to operate the program. Commissioner Hill responded that he understood the cost to be \$900,000. Mr. Mueller concurred. Chairman Simpson stated he believed this was a fully funded program wherein the Authority has not had to expend its own funds, but simply cut back on routes and personnel should their be a monetary shortfall. There being no further questions, Chairman Simpson requested the Secretary to call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chairman James S. Simpson			X				
Commissioner Jeffery A. April	X		X				
Commissioner Joseph Devine			X				
Commissioner Maurice B. Hill			X				
Commissioner C. Robert McDevitt		X	X				
Commissioner Joseph Ripa			X				
Commissioner Dianne Solomon			X				
Commissioner Louis Toscano			X				

A copy of Resolutions 2011-74 is attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2011-74 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN AGREEMENT WITH THE COUNTY OF CAMDEN FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES

The Transportation Services Division is currently operating a comprehensive transportation system acquired from the Camden County Improvement Authority, (CCIA). The Authority and the County of Camden have recognized the need for the provision of a comprehensive transportation system to meet the needs of the Work Force New Jersey ("WFNJ") and Temporary Assistance to Needy Families ("TANF") recipients, past TANF recipients, welfare clients, low-income individuals, and other transit dependents for whom public transit services are otherwise unavailable. In March 2009, the Authority was approved as a sub-recipient of the County for grant monies from the WFNJ Transportation Block Grant in an amount of \$450,222.00. The Authority received approval for the WFNJ Post-TANF Transportation Block Grant which will provide additional funding in an amount of \$450,222.00 during the term of this agreement. SJTA recommends approval to continue this service with the County of Camden for an additional one (1) year term.

Mr. Mueller then presented Resolutions 2011-67 through 2011-73 and Resolutions 2011-75 and 2011-76 to the Commissioners for approval. Chairman Simpson called for a motion to approve Resolutions 2011-67 through 2011-73 and Resolution 2011-75 and 2011-76 whereupon, the motion as presented, was moved by Commissioner April and seconded by Commissioner Devine, approving said resolutions. Chairman Simpson asked for questions on the motion. Mr. Gilmore, General Counsel, stated, relating to Resolution 2011-76, that it is the intention of the Authority to negotiate with the unions in good faith beginning today if necessary. Mr. Gilmore advised that Authority senior management will make themselves available to meet with the unions whenever and wherever, as deemed necessary, between now and August 15, 2011. He then noted the seriousness of the situation and advised that the Authority desires to reach an agreement with the unions, if at all possible, and that any information the Union has requested or is entitled to, will be made available to them. Commissioner Devine reiterated the fact that the Authority will be available anytime, day or night, to meet with the unions and answer any questions as they arise. There being no further questions, Chairman Simpson requested the Secretary call the roll.

Roll Call

Commissioner	Motion	2 nd	Yea	Nay	Abstain	Recused	Absent
Chairman James S. Simpson			X				
Commissioner Jeffery A. April	X		X				
Commissioner Joseph Devine		X	X				
Commissioner Maurice B. Hill			X				
Commissioner C. Robert McDevitt			X				
Commissioner Joseph Ripa			X				
Commissioner Dianne Solomon			X				
Commissioner Louis Toscano			X				

A copy of Resolutions 2011-67, 2011-68, 2011-69, 2011-70, 2011-71, 2011-72, 2011-73, 2011-75, and 2011-76 are attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2011-67 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY ADOPTING THE ANNUAL NOTICE OF MEETINGS

In accordance with the Authority By-Laws, the adoption of regularly scheduled monthly Board of Commissioners meetings shall be made by the adoption of the Annual Notice of Meetings required by the "Open Public Meetings Act". This resolution is to adopt the meeting dates for the year 2011/2012.

RESOLUTION 2011-68 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE APPOINTMENT OF SUSAN LUBRANO TO THE POSITION OF BOARD SECRETARY AND CAROLINE ROSEBORO TO THE POSITION OF ASSISTANT BOARD SECRETARY OF THE AUTHORITY

An annual reorganization meeting shall be held in July of each year or as soon thereafter as is reasonably possible, at which time the Board shall designate a Secretary pursuant to Article IV, Section 3 of the By-Laws and an Assistant Secretary pursuant to Article IV, Section 3.2 of the By-Laws. This resolution is for the appointment of Susan Lubrano as Secretary and Caroline Roseboro as Assistant Secretary of the Authority.

RESOLUTION 2011-69 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY EXTENDING THE APPOINTMENT OF GILMORE AND MONAHAN, PA, OF TOMS RIVER, NEW JERSEY AS GENERAL COUNSEL AND BROWN AND CONNERY, LLP, OF WESTMONT, NEW JERSEY AS SPECIAL COUNSEL TO THE AUTHORITY

On April 12, 13 and 14, 2010 the Authority publicly advertised a Request for Proposals for a wide variety of legal services, such as General Counsel and Special Counsel relating to Aviation and Airport matters, Employment and Labor matters, Outdoor Advertising matters and Environmental matters. On May 28, 2010, twelve (12) proposals were received. Based on the Consultant Selection Committee's ranking, Gilmore and Monahan, of Toms River, New Jersey was selected as General Counsel to the Authority providing all general legal matters including Aviation and Airport matters and Outdoor Advertising matters and Brown and Connery, of Westmont, New Jersey was selected as Special Counsel to the Authority providing all Employment and Labor matters and Environmental matters. The term of the appointments were one (1) year with a one (1) year option to renew at the Authority's discretion. The Authority wishes to exercise its option to renew for one additional year.

RESOLUTION 2011-70 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 organizational 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 attached "Schedule A".

RESOLUTION 2011-71 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AWARDED A CONTRACT TO JESCO, INC., OF SOUTH PLAINFIELD, NEW JERSEY FOR THE PURCHASE AND DELIVERY OF JOHN DEERE 50D COMPACT EXCAVATOR(S) WITH ATTACHMENTS OR EQUAL

On May 16th and 17th, 2011, the Authority publically advertised for bids for the purchase and delivery of John Deere 50D Compact Excavators(s) with attachments or equal. On June 10, 2011, four (4) bids were

received, opened and tabulated. JESCO, Inc., of South Plainfield, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$189,125.00. Along with other maintenance projects, these excavators will be used as part of the SJTA storm water management program to clean and maintain the existing 2,707 culverts on the Atlantic City Expressway and Atlantic City Expressway Connector.

RESOLUTION 2011-72 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO HUNTER ROBERTS CONSTRUCTION GROUP OF PHILADELPHIA, PENNSYLVANIA FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT PASSENGER CHECKPOINT EXPANSION

On May 12th and 13th, 2011, the Authority publicly advertised for bids for the Atlantic City International Airport Passenger Checkpoint Expansion. On June 21, 2011 two (2) bids were received, opened and tabulated. Hunter Roberts Construction Group of Philadelphia, Pennsylvania was deemed the lowest responsible bidder in an amount not to exceed \$1,115,300.00. The construction will include, but is not limited to, demolition of existing terminal areas, temporary conditions, installation of modular office trailers, interior spaces and finishes, HVAC systems, fire protection systems, electrical systems, the installation and connection of IT, communication and security systems and infrastructure, the installation of Passenger Checkpoint equipment supplied by the Transportation Security Administration (TSA), and the procurement and installation of specialized and/or general building.

RESOLUTION 2011-73 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY SUPPORTING THE DELMOSPORTS AND THE ATLANTIC CITY INTERNATIONAL TRIATHLON

The Authority is keenly interested in supporting events that promote tourism and provide economic stimulation to the region. The Atlantic City International Triathlon, is a well-know Olympic event that promotes a positive image and showcases the region's many tourist attractions. It also assists in bringing Atlantic City and its surroundings a healthful, non-gaming, family-friendly event. It is estimated that the Atlantic City International Triathlon will have an economic impact to the City of Atlantic City and the surrounding areas of approximately Seven Hundred Thousand (\$700,000.00). DelMoSports LLC has requested permission from the Authority to utilize portions of the Atlantic City Expressway for the Atlantic City International Triathlon on September 18th, 2011, from 7:00 a.m. through 11:00 a.m. All participants will be required to sign a hold harmless waiver.

RESOLUTION 2011-75 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE USE OF THE AUTHORITY'S INTERCEPT LOT FOR PARKING DURING ATLANTIC CITY'S 2011 AIR SHOW AND THE ESTABLISHMENT OF AN APPROPRIATE FEE

On August 17, 2011, the City of Atlantic City will conduct the 2011 Air Show to be viewed from the Boardwalk and beach. The air show is expected to attract 600,000 spectators. Transportation services for the event, particularly parking, are a major concern. The City of Atlantic City has requested the help of the Authority in providing parking services for the event. The Authority has a parking facility at the Atlantic City Expressway intercept lot and has available the personnel to foster the use of said parking facility during the air show. The Director of Transportation Services Division/Parking has proposed a ten (\$10.00) parking fee, which includes shuttle services provided by the Atlantic City Jitney Association. The use of the Authority's parking facility and personnel during the air show will help the City in promoting a successful event for the benefit of the City and the public at large while offering the Authority an opportunity to raise revenue.

RESOLUTION 2011-76 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY DIRECTING NEGOTIATIONS WITH LOCAL 193 AND LOCAL 196 FOR THE PROVISION AND SUPERVISION OF MANUAL TOLL COLLECTION SERVICES AND TO TAKE THE STEPS NECESSARY TOWARDS PRIVATIZATION SHOULD NEGOTIATIONS FAIL

The Authority's contracts with Local 193 and Local 196 for the provision and supervision of manual collection services are due to expire on August 31, 2011 and July 31, 2011 respectively. The Authority desires to continue negotiations with the representatives of Local 193 and Local 196 to reach an agreement with regard to their contracts and has provided representatives of Local 193 and Local 196 with requested modifications to the contracts which are needed by the Authority to achieve cost savings necessary to avoid moving toward privatization. This resolution directs the Executive Director to continue negotiations with the unions and authorizes him to take necessary action should negotiations fail.

Petitions or Communications, Unfinished Business and New Business

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

General Comment

Chairman Simpson asked for any general comments. No comments were made.

Adjournment

There being no further business, Chairman Simpson called for a motion to adjourn the meeting. Whereupon, the motion was moved by Commissioner Devine and seconded by Commissioner Ripa to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 10:43 a.m.

Submitted by:

Susan Lubrano, Authority Board Secretary