

**SOUTH JERSEY TRANSPORTATION AUTHORITY  
BOARD OF COMMISSIONERS MEETING  
FEBRUARY 21, 2012**

**AGENDA**

This February 21, 2012 Board of Commissioners Meeting of the Authority will be held at 10:00a.m. at the South Jersey Transportation Authority Administration Building on the Atlantic City Expressway at Milepost 21.3 in Elwood, New Jersey 08217.

1. Statement of Public Notice
2. Roll Call
3. Approval of the February 21, 2012 Agenda
4. Approval of the January 17, 2012 Minutes
5. Employee Awards
6. Executive Session
7. Roll Call upon return to Open Session
8. Executive Report
9. Committee Reports
10. Public Response to Agenda Items
11. Presentation and Approval of Bills
12. Resolutions and Motions

**RESOLUTIONS TO BE PRESENTED**

**RESOLUTION 2012-05 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY ADOPTING THE 2012 CAPITAL BUDGET AND THE TEN YEAR CAPITAL PLAN FOR THE AUTHORITY**

The adoption of the 2012 Capital Budget and Ten Year Capital Plan is necessary for planning and implementing future projects. The Capital Program Committee has presented to the Board of Commissioners, both the Capital Budget for the fiscal year 2012 and the Ten Year Capital Plan. All 2011 open commitments payable and encumbered resources will be carried forward to the 2012 Capital Budget.

**RESOLUTION 2012-06 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AWARD OF CERTAIN SOLE SOURCE CONTRACTS TO VARIOUS VENDORS FOR ESSENTIAL OPERATIONS OF THE ATLANTIC CITY EXPRESSWAY AND ATLANTIC CITY INTERNATIONAL AIRPORT**

The purpose of this resolution is to consolidate all known "Sole Source" vendors who provide goods and or services that may have the potential to exceed or do exceed the Authority's current bid threshold of \$36,000. On an annual basis, the Purchasing division creates a matrix that details all sole source purchase orders issued the previous year to determine the Authority-wide usage of its Sole Source vendors. Based on this information, initial recommendations for each Sole Source vendor are added to the matrix. The matrix is then forwarded to all Directors for review and additional recommendations or changes. For the purposes of the Sole Source Resolution, if a recommendation of \$25,000 or more is made, then that vendor is added to the resolution as there is potential for the \$36,000 bid threshold to be met or exceeded. Sole Source vendors that do not meet the \$25,000 threshold are issued purchase orders and are not subject to inclusion on the Sole Source Resolution. A list of the identified sole source vendors, the product or service they provide and the estimated cost for same has been attached to the resolution as Exhibit "A".

**RESOLUTION 2012-07 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 2012-08 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY APPROVING THE SETTLEMENT AND AUTHORIZING THE EXECUTION OF A SETTLEMENT AGREEMENT AND GENERAL RELEASE WITH KARL LOOSE AND AUTHORIZING THE ADOPTION OF AN ADA TRANSITION PLAN**

A dispute arose in which Karl Loose filed a civil action suit against the South Jersey Transportation Authority claiming violations of the Americans with Disabilities Act at SJTA facilities, specifically the Atlantic City Welcome Center, Atlantic City Service Plaza, Casino Employee Parking Area, Toll Plazas, and the Frank S. Farley Service Plaza. Karl Loose and the SJTA have agreed to settle this litigation for payment of \$17,500.00 and a release of all Americans with Disabilities and Law Against Discrimination clauses of action of the plaintiff against the Authority. The Authority settles this matter without any admission of wrongdoing or liability and agrees to complete all property modifications enumerated within the Settlement Agreement attached to the Resolution and titled Exhibit "A" within two years of the effective date of the Settlement Agreement. The Authority desires to authorize the execution of the Settlement Agreement with Karl Loose, in accordance with the terms of the aforementioned agreement for the settlement of litigation and the adoption of the ADA transition plan set forth therein.

**RESOLUTION 2012-09 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE E-ZPASS GROUP (FORMERLY IAG) ACCESS TO THE AUTHORITY'S ON-CALL ELECTRONIC TOLL SYSTEMS CONSULTANT, TRAFFIC TECHNOLOGIES, INC., FOR TECHNICAL SERVICES**

This resolution allows the E-ZPass Group (formerly IAG) access to the SJTA's on-call Electronic Toll Systems Consultant, Traffic Technologies, Inc., (TTI) of New Windsor, New York, for technical services such as file specification/maintenance, work pertaining to the Florida Interoperability Project and other work as deemed necessary by the E-ZPass Group. This arrangement is necessary as the E-ZPass Group is not a corporate entity in and of itself capable of contracting, but rather a federation of 26 independent toll agencies. There will be no direct cost to the Authority for work associated with this E-ZPass Group arrangement as all invoices will be sent directly from TTI to the E-ZPass Group and payments will then go directly from the E-ZPass Group to TTI. The Authority will bear no financial obligation associated with this arrangement. This arrangement will be co-terminus with the current contract between the Authority and TTI.

**RESOLUTION 2012-10 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CASINO REINVESTMENT DEVELOPMENT AUTHORITY PERMITTING THE IMPLEMENTATION OF E-ZPASS PLUS AS A PAYMENT OPTION FOR THE PARKING FACILITY IN ATLANTIC CITY, NEW JERSEY**

This resolution allows for the execution of an agreement between the Authority and the Casino Reinvestment Development Authority (CRDA) allowing for the implementation of E-ZPass Plus as a payment option in the under construction parking facility owned by CRDA in Atlantic City, New Jersey as permitted in the E-ZPass Group agreement known as Reciprocity II, for publicly owned non-member facilities. The Authority and the CRDA have agreed to an arrangement that would have the Authority "sponsor" CRDA and process E-ZPass parking transactions from its facility within the reciprocal E-ZPass Group network. Under this arrangement, the Authority will incur the cost of integrating the CRDA facility into its Parking Host system in an amount not to exceed Ten Thousand dollars. CRDA will pay the following recurring costs, in addition to any capital outlay required for equipment/integration at their facility: \$.125 cents per transaction per E-ZPass Group requirement, \$.06 of which would be reimbursed to the "home" agency (SJTA per agreement with the New Jersey Turnpike Authority NJTA) for transactions incurred by New Jersey E-ZPass customers; 2.5% of the parking fee per transaction as credit card fee reimbursement per E-ZPass Group requirement; \$.05 SJTA agency sponsoring fee which is intended to recoup the integrating fee and ongoing administration of this program; any recurring internet/network fees associated with maintaining secure file transmissions to the SJTA Parking Host. This agreement between the Authority and CRDA is intended to provide more convenience for the traveling public in the Atlantic City tourist areas and support the marketing efforts to increase E-ZPass utilization.

**RESOLUTION 2012-11 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO FALASCA MECHANICAL OF VINELAND, NEW JERSEY FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT AC-1 & AC-2 ROOFTOP REPLACEMENT PROJECT**

On December 21<sup>st</sup> and 22<sup>nd</sup>, 2011, the Authority publicly advertised a request for bids for the Atlantic City International Airport AC-1 & AC-2 Rooftop Replacement Project. On January 18th, 2012 two (2) bids were received, opened and tabulated. Falasca Mechanical of Vineland, New Jersey was deemed the lowest responsible bidder in an amount not to exceed \$367,000.00. The contract consists of demolition of existing rooftop units AC-1 & AC-2 and all associated components. Installation of new rooftop units (purchase of new units approved during the January 2012 Board) and the provision of all associated components including structural modifications. The Director of Engineering and Operations recommends the award of this contract.

**RESOLUTION 2012-12 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO WASTE MANAGEMENT OF NEW JERSEY, INC., OF EWING, NEW JERSEY FOR REFUSE REMOVAL SERVICES AT VARIOUS SOUTH JERSEY TRANSPORTATION AUTHORITY LOCATIONS**

On December 13<sup>th</sup> and 14<sup>th</sup>, 2011, the Authority publicly advertised a request for bids for refuse removal services at various South Jersey Transportation Authority locations. On January 18th, 2012, two (2) bids were received, opened and tabulated. Waste Management of New Jersey, Inc. of Ewing, New Jersey was deemed the lowest responsible bidder. Bid amounts for the various locations are listed on the Bid Summary "Exhibit A", attached to the Resolution. The Director of Engineering and Operations recommends the award of this contract.

**RESOLUTION 2012-13 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY ACCEPTING OTIS ELEVATOR COMPANY'S BID WITHDRAWAL FOR ELEVATOR PREVENTATIVE MAINTENANCE AND SERVICE AT THE ATLANTIC CITY INTERNATIONAL AIRPORT PARKING GARAGE AND AUTHORIZING THE AWARD TO SCHINDLER ELEVATOR OF EGG HARBOR TOWNSHIP, NEW JERSEY**

On September 20<sup>th</sup> and 21<sup>st</sup>, 2011, the Authority publicly advertised a Request for Bids for "Elevator/Escalator Preventative Maintenance and Service for Various South Jersey Transportation Locations. On October 12, 2011, five (5) bids were received, opened and tabulated. Language in the bid reserved the right for the Authority to split the bid award to more than one bidder if it was deemed to be in the best interest of the Authority. The Authority determined Otis Elevator Company of Moorestown, New Jersey to be the lowest responsive, responsible bidder for the Atlantic City International Airport Parking Garage and the New York Avenue Parking Garage and authorized the award of a contract at the November 15, 2011 Board meeting, via Resolution 2011-109. On December 20, 2011, Otis Elevator Company notified the Authority that they could not enter into a maintenance agreement for the Atlantic City International Airport Parking Garage due to proprietary equipment concerns. The Authority acknowledged and formally accepted Otis Elevator Company's withdrawal on December 30, 2011. The Authority now desires to award the contract for Elevator Preventative Maintenance and Services at the Atlantic City International Airport Parking Garage to Schindler Elevator Corporation, of Egg Harbor Township, New Jersey, the next lowest responsive, responsible bidder in the amount not to exceed \$43,527.60 for services performed on a 24 hour/7 day per week basis for a 3-year period, commencing on or about April 1, 2012. The Director of Engineering and Operations recommends the award of this contract.

**RESOLUTION 2012-14 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AIRPORT BLANKET LICENSE AGREEMENT**

Music is a valuable tool used in many environments. It is also considered intellectual property, and its' use requires the permission of its owners. According to the copyright law, all music used in a public performance must be licensed. A public performance occurs at any place open to the public, or where a substantial number of persons (outside the normal circle of family and friends) are gathered. Examples may include telephone hold music or broadcasting a show on large screen televisions. In order to perform copyrighted music lawfully, you must obtain permission from the copyright owners or their representatives. Therefore, the Atlantic City International Airport (Airport) is obligated to enter into a copyright agreement which will allow the use of music in a public forum. The American Society of Composers, Authors and Publishers (ASCAP) is an organization that represents thousands of writers, composers and publishers. An Agreement this organization shall grant a music license to the Airport which will allow the use of copyrighted music. An ASCAP license will allow the Airport to meet their responsibilities under the federal copyright law. The annual fee for this license is \$1,128.50.

**RESOLUTION 2012-15 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN AGREEMENT WITH UNITED PARCEL SERVICE FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES**

This resolution provides authority for SJTA and UPS to enter into an agreement whereby SJTA would provide transportation from Camden Transportation Center in Camden, New Jersey to UPS facilities located in Philadelphia, Pennsylvania and the surrounding area for a term beginning January 1, 2012 through December 31, 2012 with two (2) mutually agreeable one (1) year options to renew. SJTA has the vehicles and personnel to provide the requested service. UPS would pay the sum of \$6,833.33 per month to SJTA for the service provided.

**RESOLUTION 2012-16 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT FOR THE LEASING OF OFFICE SPACE KNOWN AS SUITE 2 LOCATED AT 21 SOUTH NEW YORK AVENUE, ATLANTIC CITY, NEW JERSEY, BETWEEN FANEUIL, INC., AND THE SOUTH JERSEY TRANSPORTATION AUTHORITY**

The Authority owns a certain parking garage located at 17-29 South New York Avenue in the City of Atlantic City, New Jersey, in which is contained office space and certain parking spaces. On November 15, 2011, the Authority solicited proposals for the lease of the commercial office space located at South New York Avenue, in the New York Avenue Parking Garage building, which consists of approximately 1,156 square feet, and is known as Suite 2 at 21 South New York Avenue. No responses were received. On December 9, 2011, the Authority solicited proposals for a second time. One proposal was received from Faneuil, Inc. which was incomplete. On January 13, 2012, the Authority solicited proposals for a third time. Two proposals were received, one from Faneuil, Inc. and one from Mendelsohn-Huynh, LLC. Faneuil, Inc. completed all of the requirements, whereas the Mendelsohn-Huynh, LLC response was incomplete and unresponsive. Faneuil, Inc. submitted a proposal of annual rent in the amount of \$18,000.00 (\$1,500.00 per month). The lease is for a two (2) year period, with three Tenant options to renew for additional one (1) year periods. Lease year two and all subsequent renewals are subject to a rent increase based upon the Consumer Price Index, and is limited to a maximum increase of three (3%) percent. Faneuil, Inc., proposes to utilize the premises for general office use to aid in fulfilling its contract with the Authority for Toll Collection Services. The proposal of Faneuil, Inc., is otherwise responsive and evidences the ability to satisfy its financial obligations. In light of the current economic conditions and the present market, the Director of Tourist Services believes the proposed lease is in the best interest of the Authority.

13. Petitions and Communications, Unfinished Business, New Business
14. General Comment
15. Time and Place of Next Meeting: The next scheduled Board Meeting will be held on March 20, 2012 at 10:00a.m. in the Board Room of the SJTA Administration Building, Farley Service Plaza, Elwood, New Jersey.

**ADJOURNMENT**