

**SOUTH JERSEY TRANSPORTATION AUTHORITY  
EXECUTIVE SESSION MINUTES  
MAY 18, 2016**

Vice Chairman April called the Executive Session to order at 9:02 a.m. and noted this Executive Session is being conducted in accordance with Resolution 2016-56 of the South Jersey Transportation Authority, which provides for the following:

The general nature of the subject matter of this closed session meeting pertains to personnel and pending litigation matters authorized pursuant to N.J.S.A. 10:4-12(b)(8).

**Present**

Vice Chairman Jeffery A. April, Esq.  
Deputy Commissioner Joseph D. Bertoni  
Commissioner Maurice B. Hill, DMD  
Commissioner C. Robert McDevitt (via teleconference)  
Commissioner James J. McCullough  
Commissioner Joseph Ripa  
Commissioner Christine A. Roberts, EDA  
Michael L. Collins, Governor's Authorities Unit  
Stephen F. Dougherty, Executive Director  
Robert M. Damminger, Deputy Executive Director, Operations  
Frank F. Frankowski, Chief Financial Officer  
Paul C. Heck, Director of Business Administration  
David Zappariello, Chief of Staff  
Lauren Staiger, Esq., General Counsel  
Eric Milavsky, Esq. Special Counsel  
Susan Lubrano, Authority Board Secretary

**Personnel Matters**

Mr. Dougherty advised the Vice Chairman and Commissioners Mr. Paul Heck would be presenting the personnel actions related to the Schedule "A." He indicated Mr. Eric Milavsky, Esq. Special Counsel would then provide an update on the litigation matter.

Mr. Heck briefed the Board on the Schedule "A" advising of the Authority's current and budgeted headcount. He briefly discussed the full-time positions indicating the recommendations are union positions, which we are obligated to backfill. Mr. Heck expressed the part-time positions are to replace employees who have left on taken other positions within the Authority. He then introduced Mr. Eric Milavsky advising he will brief the Board on the termination/litigation matter.

**Litigation Matter**

Mr. Milavsky provided an update to the Board on the SJTA v. Segars matter. He thanked the Board for making the strong decision to authorize filing a summary action in Superior Court seeking to vacate the penalty portion of the arbitrator's award. He advised not only was the summary action successful, but it was the first case in the State where the court overturned an arbitration award on a disciplinary matter. He advised he has already received an appeal notice and expects further proceedings. Mr. Milavsky explained the appeal process and timeframes, and he explained that the case may be referred to the Civil Appeals Settlement Program. Mr. Milavsky advised he would be back before the Board at an appropriate time to provide an update.

Mr. Milavsky thanked the Board and asked for questions on the matter, no further questions were asked.

Vice Chairman April called for a motion to adjourn the Executive Session. Said motion was moved by Commissioner McCullough and seconded by Commissioner Hill. The motion carried adjourning the Executive Session at 9:11 a.m.

Submitted by:

  
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Susan Lubrano, Authority Board Secretary