

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

This regularly scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on March 19, 2014, commencing at 9:01 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

Commissioner Jeffery A. April, Esq.
Deputy Commissioner Joseph D. Bertoni
Commissioner Joseph W. Devine (via teleconference)
Commissioner Maurice B. Hill
Commissioner Joseph Ripa
Commissioner Christine A. Roberts, EDA
Frank F. Frankowski, Interim Executive Director
Christopher Howard, Governor's Authorities Unit
Lauren Staiger, Esq., General Counsel
Susan Lubrano, Authority Board Secretary

Absent

Chairman James S. Simpson
Commissioner Peter C. Elco
Commissioner C. Robert McDevitt

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	
Deputy Commissioner Joseph D. Bertoni	X	
Commissioner Joseph W. Devine	X	
Commissioner Peter C. Elco		X
Commissioner Maurice B. Hill	X	
Commissioner C. Robert McDevitt		X
Commissioner Joseph Ripa	X	
Commissioner Christine A. Roberts	X	

Four (4) members of the public attended this meeting.

Approval of the Agenda

Deputy Commissioner Bertoni called for a motion to approve the March 19, 2014 Agenda. Whereupon, motion was made by Commissioner Devine, seconded by Commissioner April, approving the agenda. Deputy Commissioner Bertoni 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

Deputy Commissioner Bertoni called for a motion to approve the February 19, 2014 Meeting Minutes. Whereupon, a motion was made by Commissioner Ripa and seconded by Commissioner Hill, approving the February 19, 2014 minutes. Deputy Commissioner Bertoni asked for questions on the motion. No questions were asked. A unanimous vote was taken adopting and approving the minutes.

Executive Session

Deputy Commissioner Bertoni asked General Counsel if an Executive Session was needed to which General Counsel responded affirmatively.

Mr. Frankowski then presented Resolution 2014-22 to the Commissioners for the exclusion of the public to discuss personnel matters pertaining to Schedule "A" associated with Resolution 2014-11 and a contractual matter pertaining to AvPORTS Management, LLC, an AFCO Company. The public was advised that the minutes of this Executive Session will be disclosed to the public in accordance with State Law. Deputy Commissioner Bertoni called for a motion to move into Executive Session.

Whereupon, the motion was made by Commissioner April and seconded by Commissioner Hill approving Resolution 2013-22. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:03 a.m. A copy of Resolution 2014-22 is attached hereto and made a permanent part of these official Authority minutes. At the close of Executive Session, Deputy Commissioner Bertoni called for a motion to return to the open portion of the meeting.

Whereupon, motion was made by Commissioner April and seconded by Commissioner Hill. The open portion of the meeting reconvened at 9:12 a.m. Deputy Commissioner Bertoni requested the Secretary call the roll.

Roll Call

Commissioner	Present	Absent
Chairman James S. Simpson		X
Commissioner Jeffery A. April, Esq.	X	
Deputy Commissioner Joseph D. Bertoni	X	
Commissioner Joseph W. Devine	X	
Commissioner Peter C. Elco		X
Commissioner Maurice B. Hill	X	
Commissioner C. Robert McDevitt		X
Commissioner Joseph Ripa	X	
Commissioner Christine A. Roberts	X	

Executive Report

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

Committee Reports

Deputy Commissioner Bertoni asked Mr. Frankowski to present the Committee Reports. Mr. Frankowski reported that all Committees met on March 5th. He stated that during these meetings Commissioners were briefed on the resolutions being presented this morning as well as the 2014 Budget, the Unmanned Aerial Systems Program, the Automobile Rental Concessions RFP and the single engine plane crash at ACY. He advised that Commissioners were also briefed on TSA operations at the Airport and the FAA Part-139 Inspection. Commissioners were provided with the schedule of upcoming projects, the EO-8 Report and Airport statistics.

Public Response to Agenda Items

Deputy Commissioner Bertoni then asked the public for comments on any of the agenda items. No comments were made.

Approval of Bills

Deputy Commissioner Bertoni asked Mr. Frankowski for the presentation of bills. Mr. Frankowski stated that the bills had been sent to the Commissioners previously for their review and are being presented for their approval. Deputy Commissioner Bertoni called for a motion to approve the bill list. Whereupon the motion was made by Commissioner Devine and seconded by Commissioner Hill, approving said bill list. Deputy Commissioner Bertoni asked the Commissioners for questions on the motion. There being none, Deputy Commissioner Bertoni requested that 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*				
Deputy Commissioner Joseph D. Bertoni			X				
Commissioner Joseph Devine	X		X				
Commissioner Peter C. Elco							X
Commissioner Maurice B. Hill		X	X				
Commissioner C. Robert McDevitt							X
Commissioner Joseph Ripa			X				

*Commissioner April approved all bills but abstained from voting on the bills from the firm Cooper, Levenson, April, Niedelman & Wagenheim. Accordingly, due to his abstention leaving only four affirmative votes, the Cooper, Levenson, April, Niedelman & Wagenheim bills were pulled and will be presented during the April 16, 2014 Board for approval.

Resolutions and Motions:

Deputy Commissioner Bertoni asked Mr. Frankowski to present the resolutions. Mr. Frankowski advised the Commissioners that he will be presenting a total of eleven (11) resolutions for their consideration. Mr. Frankowski presented Resolutions 2014-11 through 2014-21. Deputy Commissioner Bertoni then called for a motion to approve Resolutions 2014-11 through 2014-21, the motion as presented, was moved by Commissioner Hill and seconded by Commissioner April, approving said resolutions. Deputy Commissioner Bertoni asked for questions on the motion. No questions were asked. There being no further comment or discussion, Deputy Commissioner Bertoni asked the Secretary to 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				
Deputy Commissioner Joseph D. Bertoni			X				
Commissioner Joseph Devine			X				
Commissioner Peter C. Elco							X
Commissioner Maurice B. Hill	X		X				
Commissioner C. Robert McDevitt							X
Commissioner Joseph Ripa			X				

Copies of Resolutions 2014-11 through 2014-21 are attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2014-11 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 2014-12 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN EXTENSION OF THE PROFESSIONAL SERVICES AGREEMENT FOR SELF-FUNDED GROUP HEALTH BENEFIT PROGRAM

On November 21, 2010 through November 29, 2010, the Authority and the NJTA, collectively, “the Authorities” issued four Requests for Proposals for Health Care Carriers to administer the Authorities’ four Self-Funded Group Medical Benefit Programs: Medical; Pharmacy Services; Dental Services; and Vision Services. On January 11, 2011, the Authorities received seventeen proposals for said Programs. A Consultant Selection Committee comprised of representatives from both Authorities reviewed the proposals based on the criteria set forth in the RFP, with the assistance of Aon Hewitt, a professional health benefits consultant, engaged to ensure an extra measure of objectivity and accuracy in the analysis of the proposals and best and final offers. Based on the recommendation of the Consultant Selection Committee, assisted by the firm of Aon Hewitt, the following four firms were recommended and thus awarded contracts authorized via Resolutions 2011-21 (SJTA) and No. 074-02-2011 (NJTA): Horizon Blue Cross Blue Shield of New Jersey (as Health Insurance Carrier); Express Scripts (as Pharmacy Insurance Carrier); Delta Dental (as Dental Insurance Carrier) and Davis Vision, (as Vision Insurance Carrier). The term of the contract was three (3) years with two (2) one-year optional extensions at the discretion of the Authorities and with the concurrence of the vendors. The Authority now desires to extend the contracts for the first one (1) year extension option. The NJTA and vendors are in concurrence with the one (1) year extension option.

RESOLUTION 2014-13 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING NEGOTIATIONS FOR A CONCESSION AGREEMENT WITH CAPE ATLANTIC FOOD SERVICES, LLC., OF SOMERS POINT, NEW JERSEY (A BURGER KING FRANCHISEE) FOR THE CONSTRUCTION, OPERATION AND LEASING OF A CONCESSION FACILITY ON THE INTERCEPT LOT USING PORTIONS OF BLOCK 600, LOTS 1 & 2

The Authority has the right to lease and license the use of land, property and facilities along the Expressway and has full power and authority to enter into agreements in respect thereof. On September 27, 2013 and September 28, 2013, the Authority publicly advertised for Request for Proposals for Land Lease(s) for the

Development of Certain Underutilized Properties with the intention of entering into long-term leases with qualified developers to promote the economic development of eight (8) parcels of Authority property that the Authority has deemed surplus. In response to said advertising on December 6, 2013, one proposal was received for a concession agreement with Cape Atlantic Food Services, LLC., of Somers Point, New Jersey (a Burger King Franchisee) whereby they will be responsible for the construction, operation and leasing of a concession facility on the intercept lot using portions of Block 600, Lots 1 & 2. On December 13, 2013, the Consultant Selection Committee (CSC) met to review and ensure the proposal met all of the requirements of the RFP. Following a review of the proposal, members of the CSC determined that a meeting with Cape Atlantic Food Services, LLC was necessary for clarification purposes in order to properly evaluate their proposal and therefore, a request was made to Cape Atlantic Food Services to provide an oral presentation to the CSC. On January 6, 2014, Cape Atlantic Food Services, LLC met with the members of the CSC to provide a formal presentation which included a question and answer segment. Based on this meeting, the CSC recommended entering into negotiations with Cape Atlantic Food Services, for a concession agreement for the construction, operation and leasing of a Burger King Restaurant on the intercept lot. The Authority finds that entering into such an agreement would be beneficial to the Authority and the traveling public who utilize the Atlantic City Expressway. This resolution shall provide authorization to finalize negotiations, and execute an agreement with financial terms not less than the financial offer negotiated and attached to the resolution in the form of a Fact Sheet.

RESOLUTION 2014-14 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AWARD OF A SOLE SOURCE CONTRACT TO SANEF ITS TECHNOLOGIES AMERICA, INC, OF PORT WASHINGTON, NEW YORK FOR THE PURCHASE OF AUTOMATIC COIN MACHINES

Pursuant to Section 8 (b), (3) of N.J.S.A. 27:25A-1, et. seq., the Authority is not required to bid under the circumstances described in Section 5 of Public Law 1954, Chapter 48, N.J.S.A. 52:34-10, one of which circumstances is where the provider of such service is the "sole source" provider. Since October 2003, Sanef ITS Technologies America, Inc., of Port Washington, New York, formerly known CS ITS America, of Port Washington, New York and Intrans Group, of Port Washington, New York has been a sole source service provider to the Authority for the equipment purchase of Automatic Coin Machines (ACM) and related components. Sanef, ITS Technologies America is the designer and manufacturer of the M5 and M6 Automatic Coin Machines currently utilized in Toll Plazas on the Atlantic City Expressway. As several Automatic Coin Machines are approaching the end of their useful lives, the Authority has determined that a need exists to replace the Automatic Coin Machines that are not functioning properly and require frequent repair. As the Automatic Coin Machines are intended as replacements they must be purchased from Sanef, ITS Technologies America as the sole source provider of this proprietary equipment. The Authority has determined that a need exists to replace six Automatic Coin Machines and components with six Model M5 Automatic Coin Machines refurbished with new parts, in order to maintain functional working order of the Atlantic City Expressway Toll System. These six Model M5 Automatic Coin Machines will be put into service at various ramp toll facilities for improved performance and allow the replaced machines and components to be used as spare parts for remaining model M5 ACM locations in service. On February 10, 2014, Sanef ITS Technologies America, Inc., of Port Washington, New York provided a quote attached to the resolutions and titled "Exhibit A" in an amount of \$12,000.00 per unit for a total cost not to exceed \$72,000.00 for six Model M5 Automatic Coin Machines. The Director of Information & Toll Technology believes it is in the best interest of the Authority and recommends authorizing the award of a sole source contract to Sanef ITS Technologies America, Inc., of Port Washington, New York for six Model M5 Automatic Coin Machines refurbished with new parts, in an amount not to exceed \$72,000.00.

RESOLUTION 2014-15 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO RANSOME INTERNATIONAL, OF SWEDESBORO, NEW JERSEY FOR THE PURCHASE AND DELIVERY OF A 2013 OR CURRENT PRODUCTION YEAR CAB AND CHASSIS (4X2) OR EQUAL

On February 1st and 2nd, 2013, the Authority publicly advertised for bids for the Purchase and Delivery of 2013 or Current Production Year Cab and Chassis (4X2) or Equal. On February 12, 2013, one (1) bid was received, opened and tabulated. Ransome International, of Swedesboro, New Jersey was deemed the sole responsive, responsible bidder in an amount not to exceed \$100,852.00 per unit and was subsequently awarded a contract via Resolution 2013-30 for two (2) units. Their bid included language whereby Ransome International, of Swedesboro, New Jersey would hold their pricing on additional Authority purchases through April 30, 2014. The Authority has now determined a need for the Purchase and Delivery of three (3) 2014 Cab and Chassis (4X2) and shall purchase said vehicles using the current pricing agreement of \$100,852.00 per unit as provided by Ransome International, of Swedesboro, New Jersey's in their February 12, 2013 for a total not to exceed \$302,556.00.

RESOLUTION 2014-16 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO INTERCON TRUCK EQUIPMENT, OF BOOTHWYN, PA FOR THE PURCHASE AND DELIVERY OF A 2013 OR CURRENT PRODUCTION YEAR DUMP BODY WITH FIVE TO SEVEN CUBIC YARD ALUMINUM DUMP BODY, CENTRAL HYDRAULIC SYSTEM, PLOW HITCH, TAILGATE SPREADER AND PRE-WET SYSTEM OR EQUAL

On February 28th and March 1st, 2013, the Authority publicly advertised for bids for the for the Purchase and Delivery of 2013 or Current Production Year Dump Body with Five to Seven Cubic Yard Aluminum Dump Body, Central Hydraulic System, Plow Hitch, Tailgate Spreader and Pre-Wet System or Equal. On March 13, 2013, four bids were received, opened and tabulated and Intercon Truck Equipment, of Boothwyn, Pennsylvania was deemed the lowest responsive, responsible bidder in an amount not to exceed \$47,546.00 per unit. Intercon Truck Equipment, of Boothwyn, Pennsylvania was awarded a contract via Resolution 2013-50, for two (2) units, in an amount not to exceed \$95,092.00. Their bid included language whereby Intercon Truck Equipment, of Boothwyn, Pennsylvania would hold their pricing on additional Authority purchases through May 31, 2014. The Authority has determined there is a need for the Purchase and Delivery of three 2013 or Current Production Year Dump Body with Five to Seven Cubic Yard Aluminum Dump Body, Central Hydraulic System, Plow Hitch, Tailgate Spreader and Pre-Wet System or Equal and shall purchase said vehicles using the current pricing agreement of \$47,546.00 per unit as provided by Intercon Truck Equipment, of Boothwyn, Pennsylvania in their March 13, 2013 bid. The Deputy Director of Operations recommends the above mentioned purchase in an amount not to exceed \$142,638.00.

RESOLUTION 2014-17 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO CENTRAL JERSEY EQUIPMENT, OF HAMMONTON, NEW JERSEY FOR THE PURCHASE AND DELIVERY OF 2014 OR CURRENT PRODUCTION YEAR JOHN DEERE 5075E CAB UTILITY TRACTORS OR EQUAL

On January 29th & 30th 2014 the Authority publicly advertised for bids for the Purchase and Delivery of a 2014 or Current Production Year John Deere 5075E Cab Utility Tractor or Equal. On February 14, 2014 five bids were received, opened and tabulated. Central Jersey Equipment, Hammonton, New Jersey was deemed the lowest responsive, responsible bidder in an amount not to exceed \$37,989.00 per unit. The Authority has determined that it is in its best interest to enter into a contract with Central Jersey Equipment for the Purchase and Delivery of Three (3) Tractors in an amount not to exceed \$113,967.00.

RESOLUTION 2014-18 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO ARAWAK PAVING COMPANY, INC. OF HAMMONTON, NEW JERSEY FOR THE ATLANTIC CITY EXPRESSWAY 2014 RESURFACING PROGRAM

On February 4th, 5th, and 6th, 2014 the Authority publicly advertised for bids for the Atlantic City Expressway 2014 Resurfacing Program. This project consists of furnishing all labor, equipment, and materials and performing all work required to resurface the Eastbound Atlantic City Expressway from Milepost 40.0 to approximately Milepost 35.0 (Section 1) and the approaches to U.S. Route 30 along Huron Avenue and Martin Luther King Boulevard (Section 2). On February 20, 2014, five bids were received, opened and tabulated and Arawak Paving Company, Inc., of Hammonton, New Jersey was deemed to have submitted the lowest responsive, responsible bid for each Base Bid. As part of this solicitation, the Authority sought three separate Base Bids, wherein the work limits for each varied slightly and the selection is contingent upon available funds. The Authority desires to enter into a contract with Arawak Paving Company, Inc. of Hammonton, New Jersey for the 2014 Atlantic City Expressway Resurfacing Program, Base Bid No. 3, in an amount not to exceed \$1,102,000.00.

RESOLUTION 2014-19 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY RESCINDING THE AWARD OF A CONTRACT TO SCHNEIDER ELECTRIC, OF HORSHAM, PA, FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT CCTV CAMERA UPGRADES AS AUTHORIZED VIA RESOLUTION 2013-169

The Authority, via Resolution 2013-169, dated December 18, 2013, authorized the award of a contract to Schneider Electric, of Horsham, Pa, for the Atlantic City International Airport CCTV Camera Upgrades. Due to Schneider Electric's request for modifications to the Bid Specifications without taking exceptions in conformity with the procurement laws and their failure to adhere to the General Conditions of the Bid Specifications, specifically, Page GC-25, Sections 29, 30 and 31, the Authority seeks to rescind the award of this contract. The Authority also desires to preclude Schneider Electric from bidding on future projects for a period of two years and reserves its right to seek other legal remedies it is afforded.

RESOLUTION 2014-20 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO CHAMMINGS ELECTRIC, OF VINELAND, NEW JERSEY, FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT CCTV CAMERA UPGRADES

Schneider Electric was awarded a contract for this project in December 2013, via Resolution 2013-169. Due to Schneider Electric's request for modifications to the Bid Specifications without taking exceptions in conformity with the procurement laws and their failure to adhere to the General Conditions of the Bid Specifications, Page GC-25, Sections 29, 30 and 31, the Authority, via Resolution 2014-19, rescinded the award of a contract to Schneider Electric. The Authority now desires to award a contract for this project to the second lowest responsive, responsible bidder, Chamming Electric, of Vineland, New Jersey, in an amount not to exceed \$197,899.00. Chamming Electric, of Vineland, New Jersey has been contacted and advised that they will honor their bid price submitted on November 19, 2013.

RESOLUTION 2014-21 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY APPROVING THE ADOPTION OF THE ATLANTIC CITY EXPRESSWAY RULES AND REGULATIONS WITH AMENDMENTS AND AUTHORIZING THE FILING OF SUCH RULES AND REGULATIONS WITH CHANGES TO THE OFFICE OF ADMINISTRATIVE LAW

The Commissioners, pursuant to Resolution 2012-111, authorized the filing of the revised rules and regulations. Since providing such authorization, the Authority has been requested by New Jersey Department of Transportation (NJDOT) to authorize the use of vehicles utilizing alternative fuel on the Atlantic City Expressway Connector and Tunnel. Revisions were made to the rules to incorporate this request, and subsequently were reviewed and approved by the Governor's Proposed Rules unit. The Commissioners have previously reviewed the rules and determined that they are necessary, reasonable and proper for the purposes for which they were originally promulgated. In accordance with this process, on June 5th, 6th and 7th, 2013, the Authority held public hearings to provide the public with opportunity to comment on the Authority's proposal for adoption of the Atlantic City Expressway Rules and Regulations with Amendments as attached hereto as Schedule "A". The Authority has since received comments from two separate entities. The comments specifically addressed the use of vehicles utilizing alternative fuel on the Atlantic City Expressway Connector and Tunnel as long as the fuel capacity of the vehicle does not exceed 150 pounds net weight of fuel (see comments titled Exhibit "A" and Exhibit "B" attached hereto). Those providing comments expressed concern that the fuel limitation of 150 pounds would have a detrimental impact on the growth of natural gas vehicles in New Jersey and the surrounding region; therefore, recommending the removal of the 150 pound threshold. The Commissioners of the Authority have reviewed the aforementioned comments and believe it is in the best interest of the Authority to accept the comments and amend the rules as indicated in the Atlantic City Expressway Notice of Adoption attached hereto as Schedule "B". The Authority desires to adopt the Atlantic City Expressway Rules and Regulations with such amendments as attached hereto and incorporated herein as Schedule "A" and include such changes as attached hereto as Schedule "B" and to authorize the filing of these final rules with the Office of Administrative Law.

Petitions or Communications, Unfinished Business and New Business

Deputy Commissioner Bertoni asked if there were any petitions or communications, unfinished or new business. Mr. Frankowski responded that all previous petitions and communications were either mailed prior to the meeting or are at their places and there is no unfinished or new business to discuss.

General Comment

Deputy Commissioner Bertoni asked for general comments. No comments were made.

Adjournment

There being no further business, Deputy Commissioner Bertoni called for a motion to adjourn the meeting. Whereupon, the motion was made by Commissioner Hill and seconded by Commissioner April to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:20 a.m.

Submitted by:

Susan Lubrano, Authority Board Secretary

Note: An Executive Session was held at this meeting.