

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
FEBRUARY 19, 2020
AGENDA**

The February 19, 2020 Board of Commissioners Meeting will be held at 9:00 a.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 19, 2020 Agenda
4. Approval of the January 15, 2020 Meeting Minutes
5. Executive Session
6. Roll Call upon return to Open Session
7. Executive Director's Report
8. Committee Reports
9. Public Response to Agenda Items
10. Presentation and Approval of Bills
11. Resolutions and Motions

RESOLUTIONS TO BE PRESENTED

RESOLUTION 2020-08 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 exceed the Authority's current bid threshold of \$40,000. On an annual basis, the Purchasing division creates a matrix that details all sole source Purchase Orders (POs) issued the previous year to determine the Authority-wide usage of its Sole Source vendors. Based on the information obtained, the Purchasing division makes initial recommendations for each Sole Source vendor. The matrix is then forwarded to executive management for review and additional recommendations or changes. For the purposes of the Sole Source Resolution, if a recommendation of \$40,000 or more is made, then that vendor is added to the resolution. Sole Source vendors that do not meet the \$40,000 threshold are issued POs and are not subject to inclusion on the Sole Source Resolution. These POs will be issued on an as needed basis and all proper sole source documentation will be attached to the PO. 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 entitled Exhibit "A."

RESOLUTION 2020-09 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 2020-10 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF A CONTRACT WITH CONNOR STRONG OF MARLTON, NEW JERSEY FOR PROFESSIONAL CONSULTANT/BROKER SERVICES FOR GENERAL LIABILITY INSURANCE

On January 28th, 2019 and January 29th, 2019, the Authority publicly advertised for Request for Proposals for Professional Consultant/Broker Services for General Liability Insurance to assist the Authority in the selection of appropriate Liability Insurance programs. On February 15th, 2019, in response to said advertising two (2) proposals were received for Professional Consultant/Broker Services for General Liability Insurance. The Consultant Selection Committee met on February 21st, 2019 and determined that the highest ranked proposal was submitted by Connor Strong of Marlton, New Jersey. The Authority, via

Resolution 2019-15, entered into a contract with Connor Strong of Marlton, New Jersey, for a term of one (1) year with an option to renew for one (1) additional year. The initial term of said agreement is set to expire on or about April 11, 2020. The Authority desires to exercise its option to renew the contract with Connor Strong of Marlton, New Jersey for the sole one (1) year renewal period extending the contract through April 11, 2021.

RESOLUTION 2020-11 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 2020 RESURFACING PROGRAM

On January 6th and January 7th, 2020, the Authority publicly advertised for bids for the Atlantic City Expressway 2020 Resurfacing Program. Work for this project consists of furnishing all labor, equipment, and materials and performing all work required to resurface various sections of the Westbound Atlantic City Expressway including both shoulders and resurfacing to the exiting concrete median barrier and steel beam guide rail. The areas include Interchange 9 Off Ramp and On Ramp, Interchange 12 Off Ramp and Interchange 14 On Ramp for all three (3) Base Bids. Additionally, the work includes the restriping of the Atlantic City Expressway Connector for all three (3) Base Bids including all ramps and tunnel. Existing striping shall be matched along the Atlantic City Expressway Connector except the lane lines shall be 6 inches. Toll Loop Detection shall be re- installed at the Interchange 9 Ramps. The areas to be resurfaced for the three (3) base bids are as follows: Base Bid 1: Resurfacing of the Westbound Atlantic City Expressway from Milepost 9.0 to Milepost 13.8; Base Bid 2: Resurfacing of the Westbound Atlantic City Expressway from Milepost 9.0 to Milepost 14.3; Base Bid 3: Resurfacing of the Westbound Atlantic City Expressway from Milepost 9.0 to Milepost 14.8. The Authority's selection of the Base Bid is contingent upon available funds. On January 23, 2020, three (3) bids were received, opened and tabulated. Following a review of the bids, the Authority deemed that the Base Bid No. 2 represented the best value for the Authority. Arawak Paving Company, Inc. of Hammonton, New Jersey was deemed to have submitted the lowest responsible bid for the desired Base Bid #2. The Authority now desires to enter into a contract with Arawak Paving Company, Inc. of Hammonton, New Jersey, for the Atlantic City Expressway 2020 Resurfacing Program, Base Bid No. 2, in an amount not to exceed \$2,387,000.00.

RESOLUTION 2020-12 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A LICENSE TO CROSS TO ATLANTIC CITY ELECTRIC TO CONSTRUCT A NEW ELECTRICITY DISTRIBUTION LINE ACROSS THE ATLANTIC CITY EXPRESSWAY WESTBOUND AT MILEPOST 21.3

Section 7(x) of the Act authorizes the Authority to enter into any and all agreements or contracts convenient or desirable for the purposes of the Authority. Atlantic City Electric wishes to remove aerial crossing over the Westbound Atlantic City Expressway at milepost 21.3 and replace said crossing with an underground distribution line in order to improve reliability and resiliency of the electricity distribution system into the Frank S. Farley Service Plaza (the "project"). It is in the best interest of the Authority to protect its facilities via a License to Cross for permanent installations such as utility crossing and for temporary impacts, such as construction easements. The Authority will waive all application fees due to the new distribution and service connection is being constructed by Atlantic City Electric to the sole benefit of the Authority. The Director of Engineering recommends authorizing a License to Cross to Atlantic City Electric to construct an electricity distribution line beneath the Atlantic City Expressway right-of-way.

RESOLUTION 2020-13 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRY INTO A MEMORANDUM OF UNDERSTANDING WITH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP), NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT), NEW JERSEY TURNPIKE AUTHORITY (NJTA), AND NEW JERSEY TRANSIT CORPORATION (NJ TRANSIT) REGARDING TRANSPORTATION AGENCY COMPLIANCE WITH AND WAIVER REQUIREMENTS FOR IMPLEMENTATION OF NJDEP AMENDED STORMWATER MANAGEMENT RULES N.J.A.C. 7:8, ET SEQ.

On December 3, 2018, NJDEP proposed amendments to the Stormwater Management Rules, N.J.A.C. 7:8, ("Amended Rules") requiring the use of green infrastructure to comply with the design and performance

standards for groundwater recharge, stormwater runoff quality, and stormwater runoff quantity (“design and performance standards”) under certain circumstances described therein. The NJDEP recognizes the unique challenges faced by the Transportation Agencies, including the Authority, undertaking major development projects along existing public roadways and railroads and acknowledges that in certain instances strict compliance with the Stormwater Rules may not be feasible. The NJDEP and the Transportation Agencies, including the Authority, have jointly drafted the MOA for the purpose of providing clarification of stormwater rule applicability to certain linear development projects undertaken by the Transportation Agencies. The MOU is drafted in part to reduce the number of waiver requirements necessary for large scale linear development projects undertaken by the Transportation Agencies as it relates to strict compliance with the green stormwater infrastructure requirements of the amended Stormwater Management Rules. The Authority has reviewed the MOU, and finds that it clearly and accurately sets forth what is required of the Authority under the amended Stormwater Management Rules N.J.A.C. 7:8. This resolution will authorize the Authority to enter into a MOU with the NJDEP, NJDOT, NJTA, and NJ TRANSIT in a form similar to the MOU attached hereto entitled Exhibit “A,” with such changes therein as the Executive Director, may, by his execution thereof, conclusively approve.

RESOLUTION 2020-14 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN AIRPORT INCENTIVE PROGRAM FOR AIR SERVICE DEVELOPMENT AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

As part of its ongoing effort to improve the marketability of the Airport, the Authority desires to increase the availability of airline service for the patrons of Atlantic City International Airport and to increase the number of destinations/carriers currently serving the Airport. Under the Policy and Procedures Concerning the Use of Airport Revenue issued by the Federal Aviation Administration (FAA), the Airport can offer economic incentives on a nondiscriminatory basis for a promotion period to attract new air service and new Airline maintenance bases to the Airport. The Airport, via 2019-05 modified its former Incentive Program in order to offer Airlines certain incentives to attract such new air service. The Authority now desires to offer incentives as outlined in the Air Service Incentive Program in the form attached hereto entitled Exhibit “A”. This Incentive Program enrollment is open to airlines for a period of one (1) year beginning January 1, 2020 through December 31, 2020. Once an airline is enrolled, the incentives themselves as outlined in Exhibit “A,” will be provided to the airline for a period of two (2) years.

RESOLUTION 2020-15 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF THE PERMIT AGREEMENT WITH GATE SERVE, LLC OF RESTON, VIRGINIA FOR AIRCRAFT IN-FLIGHT CABIN SERVICES AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

It is necessary for airlines occupying the Airport to secure certain services for cleaning and to stock their aircrafts with snacks. The Authority must grant a permit to any company involved in providing such services to Airlines. The Authority, pursuant to Resolution 2017-34, authorized a permit to Gate Serve, LLC of Reston, Virginia (“Gate Serve”) to provide in-flight cabin services to Spirit Airlines, including, but not limited to, cleaning and providing and stocking the aircrafts with snacks, beverages and food. The term of this agreement was three (3) years, with two (2) mutually agreeable one (1) year renewal options. As the initial term of the agreement is set to expire on or about June 30, 2020, both parties desire to exercise the first one (1) year renewal option (pursuant to the same terms as the initial agreement) commencing on or about July 1, 2020. In exchange for the services permit, the Airport will receive 3% of the monthly gross receipts of Gate Serve up to \$800,000.00 and 4% of the monthly gross receipts over \$800,000.00.

RESOLUTION 2020-16 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A TWO-MONTH EXTENSION OF A CONTRACT WITH HUDSON GROUP RETAIL, LLC D/B/A HUDSON GROUP FOR RETAIL CONCESSIONS AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

On December 18, 2007, the Authority passed Resolution No. 2007-99 authorizing the execution of an Agreement with Airport Management Services, LLC, d/b/a Hudson Group (“Hudson Group”) to provide News, Gift, and Specialty Retail Concessions at the Airport (the “2007 Agreement”). Pursuant to Paragraph 4.2 of the 2007 Agreement, unless an extension is mutually agreed to by the parties, the 2007 Agreement shall expire on January 31, 2020. On November 20, 2019, after publicly advertising a Request

for Proposals, the Authority passed Resolution No. 2019-111 authorizing the award of an agreement with the Hudson Group to provide Travel Convenience and Specialty Retail and Food Concessions at the Airport. On December 18, 2019, the Authority passed Resolution No. 2019-121, approving the assignment of its existing Food & Beverage Lease Agreement with OHM Concession Group, LLC to OHM ACY, LLC. The Authority has received notice from OHM Concession Group LLC (“OHM”) advising that OHM has entered into an agreement to sell certain assets to the Hudson Group and, as a result, on or about April 1, 2020, each of OHM’s existing stores currently in operation at the Atlantic City International Airport (“ACY”) will be owned and operated by OHM ACY, LLC. As a result of the aforementioned sale of certain assets to the Hudson Group, which shall be final on or about April 1, 2020, OHM ACY, LLC will be jointly owned by Hudson Group (80%) and OHM (20%). As a result of the aforementioned Agreement awarded to the Hudson Group on November 20, 2019, the anticipated acquisition of certain OHM assets by the Hudson Group on or about April 1, 2020, and the January 31, 2020 expiration of the 2007 Agreement, has requested a two-month extension of the 2007 Agreement to March 31, 2020. Pursuant to Section 20.20 of the 2007 Agreement, the Authority and the Hudson Group have agreed to sign, upon the passage of this Resolution, an addendum authorizing the extension of the 2007 Agreement to March 31, 2020. The Airport Director believes it is in the best interest of the Authority to extend the expiration of the 2007 Agreement with the Hudson Group to March 31, 2020.

RESOLUTION 2020-17 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT WITH WASTE MANAGEMENT OF NEW JERSEY, INC. OF EWING, NEW JERSEY FOR REFUSE REMOVAL SERVICES AT VARIOUS SOUTH JERSEY TRANSPORTATION AUTHORITY LOCATIONS

On December 4th, and December 5th, 2019, the Authority publicly advertised for bids for Refuse Removal Services at Various South Jersey Transportation Authority Locations, including the Farley Service Plaza in Elwood, New Jersey, the Authority’s office location at the New York Avenue Garage in Atlantic City, New Jersey, East Maintenance Yard at milepost 5.8 westbound on the Atlantic City Expressway, the West Maintenance Yard, located at milepost 39.0 eastbound on the Atlantic City Expressway, Central Maintenance Yard at 100 Trooper Lane, Hammonton, New Jersey and the Atlantic City International Airport, Egg Harbor Township, New Jersey. On January 15th, 2020, one (1) bid was received, opened and tabulated. Waste Management of New Jersey, Inc. of Ewing, New Jersey was deemed the sole responsive, responsible bidder. The Authority now desires to enter into a contract with Waste Management of New Jersey, Inc. for Refuse Removal Services at Various South Jersey Transportation Authority Locations as outlined on Exhibit “A” attached hereto. The term of said contract shall be for two (2) years beginning on or about April 1, 2020 to March 31, 2022 with the option to renew for one (1) additional year.

12. Petitions and Communications, Unfinished Business, New Business
13. General Comment
14. Time and Place of Next Meeting: The next regularly scheduled Board meeting will be held on **Wednesday, March 18, 2020 at 9:00 a.m.** in the Board Room of the SJTA Administration Building, Farley Service Plaza, Elwood, New Jersey.

ADJOURNMENT