

SOUTH JERSEY TRANSPORTATION AUTHORITY (revised)
BOARD OF COMMISSIONERS MEETING
JUNE 15, 2022
AGENDA

The May 18, 2022 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. Members of the public may attend this meeting in person or if desired have the opportunity to participate telephonically by dialing: 1 (800) 346-7359 access code: 492851.

1. Statement of Public Notice
2. Roll Call
3. Approval of the June 15, 2022 Agenda
4. Approval of the May 18, 2022 Meeting Minutes
5. Recognition Award
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 2022-52 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ISSUANCE OF TRANSPORTATION SYSTEM REVENUE BONDS 2022 SERIES~~

~~The 2022 Series Bonds shall be issued, the proceeds of which will be used: (i) to pay a portion of the costs of certain Transportation Projects contained in the Authority's ten year Capital Plan, as amended and supplemented from time to time; (ii) pay capitalized interest on a portion of the 2022 Series Bonds; (iii) fund the amount, if any, required to increase the amount on deposit in the Debt Service Reserve Fund to the Debt Service Reserve Requirement; and (iv) pay costs of issuance of the 2022 Bonds, including any premium relating to a bond insurance policy, if deemed appropriate.~~

~~RESOLUTION 2022-53 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 2022-54 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE APPOINTMENT OF BROWN AND CONNERY, LLP OF WESTMONT, NEW JERSEY AS GENERAL LEGAL COUNSEL AND MCMANIMON-SCOTLAND-BAUMANN, LLC OF ROSELAND, NEW JERSEY AS SPECIAL LEGAL COUNSEL TO THE SOUTH JERSEY TRANSPORTATION PLANNING ORGANIZATION ("SJTPO")

The South Jersey Transportation Authority ("SJTA") has heretofore entered into certain Basic Agreements, the latest dated December 17, 2019 (the "Agreement"), with the State of New Jersey acting through its Department of Transportation Commissioner (the "State"), pursuant to which the Authority was designated to provide administrative support for the South Jersey Transportation Planning Organization (the "SJTPO"). The SJTPO, a Metropolitan Planning Organization whose function is to develop transportation programs for urbanized areas of the State. In furtherance of Executive Order #37,

dated September 26, 2006, and to enhance effective and efficient management of legal resources, on March 22, 2022 and March 23, 2022 the Authority publicly advertised a Request for Proposals (“RFP”) for General Legal Counsel and Special Legal Counsel services the South Jersey Transportation Planning Organization (“SJTPO”). On April 12, 2022, in response to said advertising, two (2) qualified proposals were received. On April 21, 2022, same were reviewed and ranked by the Consultant Selection Committee. Based on the CSC’s evaluation and the recommendation, on May 23, 2022, the SJTPO, through its Policy Board, approved the appointment of Brown & Connery, LLP of Westmont, New Jersey, to serve as General Legal Counsel to the SJTPO via Resolution 2205-19 and the appointment of McManimon, Scotland and Bauman, LLC of Roseland, New Jersey, to serve as Special Legal Counsel to the SJTPO via Resolution 2205-20 for a period of one (1) year commencing on or about July 1, 2022 to June 30, 2023. The Director of Engineering, who represents the Authority on the SJTPO Policy Board, believes it is in the best interest of the Authority and recommends the appointments of Brown & Connery, LLP as General Legal Counsel and McManimon, Scotland and Bauman, LLC as Special Legal Counsel to the SJTPO for one (1) year commencing on or about July 1, 2022 with the option to extend for an additional one (1) year.

RESOLUTION 2022-55 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ENTRANCE INTO AN AGREEMENT WITH THE PRO COMPUTER SERVICE LLC (PCS) OF MOORESTOWN, NEW JERSEY FOR INFORMATION TECHNOLOGY SYSTEMS & NETWORK SUPPORT FOR THE SOUTH JERSEY TRANSPORTATION PLANNING ORGANIZATION (“SJTPO”)

The Authority has heretofore entered into certain Basic Agreements with the State of New Jersey acting through its Department of Transportation Commissioner (the “State”), pursuant to which the Authority was designated to provide administrative support for the South Jersey Transportation Planning Organization (the “SJTPO”). The SJTPO, a Metropolitan Planning Organization whose function is to develop transportation programs for urbanized areas of the State in order to encourage and promote the development of intermodal transportation systems that maximize mobility while minimizing air pollution is charged with the oversight of all federally funded surface transportation planning activities in Atlantic, Cape May, Cumberland, and Salem Counties. The SJTPO currently has various information technology systems deployed which routinely need to be modified, upgraded, or expanded and will require hardware and software experts to assist with the implementation of these systems. The Authority publicly advertised a Request for Proposal (RFP) on March 7, 2022 and March 8, 2022 for Information Technology Systems & Network Support for the SJTPO. On March 29, 2022, in response to said advertising, the Authority received two (2) proposals. On April 7, 2022, same were reviewed by the Consultant Selection Committee comprised of Authority and SJTPO staff. Based on the CSC’s evaluation and the recommendation, on May 23, 2022, the SJTPO, through its Policy Board, approved the award of a contract to The Pro Computer Service LLC, via Resolution 2205-21, for Information Technology Systems & Network Support for the SJTPO for a term of three (3) years with two (2) mutually agreeable one-year extensions in accordance with the fee schedules set forth in each respective proposal, on an as needed task order basis with no minimum amount of guarantee of any work. The Director of Engineering, who represents the Authority on the SJTPO Policy Board, believes it to be in the best interest of the Authority and recommends authorization to enter into an Agreement with The Pro Computer Services for Information Technology Systems & Network Support for the SJTPO.

~~**RESOLUTION 2022-56 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ADOPTION OF THE 2021 ANNUAL REPORT OUTLINING THE AUTHORITY’S PROJECTS AND ACHIEVEMENTS FOR THE YEAR 2021**~~

~~Pursuant to N.J.S.A. 27:25-20, the Authority is required to promulgate an Annual Report. The Authority’s Annual Report outlines Authority projects and achievements for the year 2021. The Annual Report includes the 2021 Financial Audit Report that was approved via Resolution 2022-26, at the April 20, 2022 Board Meeting. The Authority desires to adopt the 2021 Annual Report presented by the Authority’s Marketing & Communications Division.~~

RESOLUTION 2022-57 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO SOUTH STATE INC. OF BRIDGETON, NEW JERSEY FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT (ACY) CONSTRUCT DEICING FACILITY-PHASE IV

On March 2nd and March 3rd 2022, consistent with Section 8(a) of the Act, the Authority publicly advertised for bids for the Atlantic City International Airport (ACY) Construct Deicing Facility-Phase IV. As part of this solicitation, the Authority sought bids for the Base Bid and an Add Alternate, wherein the work limits for each varied and the selection is contingent upon availability of funds. Work includes but is not limited:

Base Bid

Construct the third aircraft parking position of the deicing pad. Work includes drainage improvements, Portland cement concrete pavement installation, bituminous pavement installation, and airfield lighting and associated conduit/junction box removal and replacement.

Add Alternate

Construct the deicing facility infrastructure. Work includes the construction of the deicing control building, deicing fluid storage area, glycol collection force main, electric feeder, and communication line from the terminal building to the deicing facility, bituminous pavement, spent glycol storage tank, wet well, and pump station.

On April 5, 2022, three (3) bids were received, opened, and tabulated. Following a review of the bids, the Authority deemed that the award of the Base Bid and the Add Alternate, of which limits are indicated above, represented the best value for the Authority. The Authority desires to award the Base Bid and the Add Alternate contingent upon grant funding from the FAA. South State Inc. of Bridgeton, New Jersey was deemed the lowest responsive, responsible bidder for the desired Base Bid and the Add Alternate, in an amount not to exceed \$9,843,000.00 for the Atlantic City International Airport (ACY) Construct Deicing Facility-Phase IV. The Director of Engineering/Chief Engineer believes it to be in the best interest of the Authority and recommends entering into a contract with South State Inc. of Bridgeton in an amount not to exceed \$9,843,000.00

RESOLUTION 2022-58 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO SOUTH STATE, INC. OF BRIDGETOWN, NEW JERSEY TO PROVIDE ATLANTIC CITY EXPRESSWAY HEAVY HIGHWAY JOB ORDER CONTRACT

The Authority publicly advertised a Request for Proposals on April 13, 2022 and April 14, 2022 for Atlantic City Expressway Heavy Highway Job Order Contract. The work of this contract will be set forth in the Detailed Scopes of Work referenced in the individual Job Orders. The Contractor is required to complete each Detailed Scope of Work for the Job Order Price within the Job Order Completion Time. The work of this Contract shall primarily by general construction work. The job order prices are determined from the construction cost catalogue prepared by the Gordian Group and then the Contractor's Adjustment Factor for "Normal Working Hours" and "Other than Normal Working Hours" is applied. on May 18, 2022, three (3) proposals for Atlantic City Expressway Heavy Highway Job Order Contract were received. South State, Inc. of Bridgeton, New Jersey was deemed to have submitted the lowest responsive, responsible bid. The Director of Engineering/Chief Engineer believes it to be in the best interest of the Authority and recommends entering into a contract with South State, Inc. for Atlantic City Expressway Heavy Highway Job Order Contract.

RESOLUTION 2022-59 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE, EXECUTE AND ACCEPT PROJECT PROPOSALS, AWARDS, GRANTS, COOPERATIVE AGREEMENTS AND RELATED DOCUMENTS WITH REGARDS TO THE FEDERAL AVIATION ADMINISTRATION ON BEHALF OF THE AUTHORITY WITH RESPECT TO THE AUTHORITY'S AIRPORT DIVISION-DEICING CONTAINMENT FACILITY PROJECT, PHASE IV

Pursuant to Section 7(r) of the Act, the Authority has the power, subject to approval by the Commissioners, to apply for, receive and accept from any federal agency, any bi-State agency or the State or subdivision thereof, grants for or in aid of the planning or acquisition of any project and to receive and accept aid or contributions from any other public or private source, of either money, property, labor or other things of value, to be held, used and applied only for the purposes for which those grants and contributions may be made. The Federal Aviation Administration (“FAA”) has been delegated authority to award Federal Financial Assistance for Aviation Projects. The Authority has submitted FAA grant applications and received subsequent notification of grant offering for the following Airport projects/equipment entitled: (ACY) Construct Deicing Facility Project, Phase IV Grant No: 3-34-0002-111-2022. As the FAA requires Board approval to accept such grants, it is the desire of the Authority to authorize acceptance as well as the execution of any project proposals, awards, grants, certifications and assurances, cooperative agreements, and related documents in connection therewith.

RESOLUTION 2022-60 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO HUNTER KEYSTONE PETERBILT L.P. D/B/A HUNTER TRUCK SALES & SERVICE OF SWEDESBORO, NEW JERSEY FOR THE PURCHASE AND DELIVERY OF 2022 OR CURRENT YEAR INTERNATIONAL CV 4X2 WITH AN ELLIOT M43R REAR MOUNT 43 FOOT AERIAL DEVICE (OR APPROVED EQUIVALENT)

On April 19, 2022 and April 20, 2022, the Authority publicly advertised for bids for the Purchase and Delivery of 2022 or Current Year International CV 4X2 with an Elliot M43R Rear Mount 43 Foot Aerial Device (or approved equivalent). On May 10, 2022, one (1) bid was received, opened, and tabulated. Hunter Keystone Peterbilt L.P. d/b/a Hunter Truck Sales & Service of Swedesboro, New Jersey was deemed the sole, responsive, responsible bid in an amount not to exceed \$255,133.00 for one (1) unit. The Director of Operations recommends the Purchase and Delivery of 2022 or Current Year International CV 4X2 with an Elliot M43R Rear Mount 43 Foot Aerial Device (or approved equivalent), for a cost not to exceed \$255,133.00.

RESOLUTION 2022-61 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTIVE DIRECTOR TO APPROVE AND EXECUTE PROJECT PROPOSALS, AWARDS, GRANTS, COOPERATIVE AGREEMENTS AND RELATED DOCUMENTS FOR NJ TRANSIT ON BEHALF OF THE AUTHORITY WITH RESPECT TO THE AUTHORITY’S TRANSPORTATION SERVICES DEPARTMENT

The Federal Transit Administration (FTA) and the State of New Jersey have been delegated authority to award Federal Financial Assistance and State Assistance for Transportation Projects. NJ Transit serves as the administrator of FTA and State of New Jersey funding programs such as the Job Access and Reverse Commute or “JARC” and “NJ-JARC”. The Grants or Cooperative Agreements for Federal Financial Assistance will impose certain obligations upon the NJ Transit which will, in turn, be imposed upon all subrecipients. The Authority is responsible to match 50% of the NJ-JARC applications with other sources of revenue. The Authority is submitting three (3) NJ-JARC applications (JARC Camden, JARC English Creek and JARC Egg Harbor City) for Round 9, which the term will be July 1, 2022-June 30, 2023. SJTA, as a subrecipient, will provide all annual certifications and assurances for the awarded projects to NJ Transit, as required by the FTA and the State of New Jersey’s policies governing pass through agreements. This resolution authorizes the Executive Director to approve and execute grant proposals, awards, certifications and assurances, cooperative agreements and other related documents with respect to the Transportation Services Department during the period of July 1, 2022 – June 30, 2023.

RESOLUTION 2022-62 AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE A FIFTH AMENDMENT TO THE AIRPORT LEASE AND CONCESSION AGREEMENT WITH OUTSTANDING HOSPITALITY MANAGEMENT, A LIMITED LIABILITY COMPANY

The Authority entered into a Concession Agreement dated July 9, 2018, with a commencement date of July 19, 2018, with Outstanding Hospitality Management, a limited liability company (“OHM”) along with an Amendment to Airport Lease and Concession Agreement dated April 28, 2020 (collectively the “Concession Agreement”) to provide the Airport and its facilities high quality and reasonably priced food and beverage services to the traveling public within the terminal at the Airport. The Authority and OHM entered into four prior amendments to the Concession Agreement due to the COVID-19 pandemic. Pursuant to the Concession Agreement, OHM retained the Right of First Refusal for a certain portion of space in the Airport Terminal (“FIS Space”). On March 9, 2022, the Airport Director served a letter to OHM informing OHM that the Airport was seeking to issue a Request for Proposals for the FIS Space for food and beverage, specialty and/or entertainment services for Airport patrons. On April 3, 2022, OHM responded exercising its Right of First Refusal pursuant to the Concession Agreement for the FIS Space. OHM has agreed to provide the food and beverage, specialty, and/or entertainment services required by the Authority which were going to be included in the Request for Proposals. In order to effectuate the Right of First Refusal, the Concession Agreement must be amended to include the FIS Space. The Airport Director finds that entering into this Fifth Amendment to the Concession Agreement will be beneficial for the Authority, the Airport, and Airport patrons.

RESOLUTION 2022-63 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF GLOUCESTER FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES

The Authority, via Resolution 2019-90, entered into a shared services agreement with the County of Gloucester to operate shuttle services to meet the needs of its residents through the Department of Health and Human Services by providing transportation services for their rural shopping and dialysis program. The County of Gloucester has requested that the Authority continue providing transportation services for their rural shopping and dialysis program. The County of Gloucester has agreed to pay the Authority \$140,000 for the dialysis program and \$45,000 for the rural shopping program, for a total of \$185,000 for a term of three (3) years. The Authority reserves the right to increase the annual contract not to exceed five (5) percent (5%) pending the County’s approval of grant funds. The County of Gloucester has also requested the Authority continue our role as the operator for the Pureland East West Community Shuttle since the United Way of Gloucester County’s funding has expired (previous resolutions 2015-20, 2018-95 and 2019-91), the County has been awarded \$1,800,000.00 to continue to fund this shuttle program. The County has agreed to reimburse the Authority up to \$400,000 per year for a term of three (3) years. Any additional costs expensed by the Authority will be submitted to the County for approval pending the program’s total cost. The Authority has approval and will calculate the reimbursement based on a Fifty (50%) payment allocation from NJ Transit for NJ-JARC funds for the reimbursement of operating expenses. During the term of this agreement, the payment allocation of NJ-JARC may decrease or increase pending the availability of the County’s grant expenses. In addition to the money received through the NJ-JARC grants as well as the funding supplied by County, the Authority may charge each rider \$1.00 per trip to sustain the shuttle service pending the approval of the transportation committee. The Authority will maintain and authorize a non-exclusive license agreement and a reciprocal transfer agreement with New Jersey Transit to operate the Pureland East-West Shuttle. The of Director of Transportation Services believes it is in the best interest of the Authority to operate this service to continue the Authority’s mission and recommends entering into an amended agreement with United Way for the Pureland East West Community Shuttle.

13. Petitions and Communications, Unfinished Business, New Business
14. General Comment
15. Time and Place of our Annual Reorganization Meeting will be held on **Wednesday, July 20, 2022 at 9:00 a.m.** in the Board Room at the SJTA Administration Building, Farley Service Plaza, Elwood, New Jersey, with optional telephonic public call in by dialing: 1 (800) 346-7359 access code: 492851.

ADJOURNMENT